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Washington, Saturday, April 28, 1945

Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter II—War Food Administration (Commodity Credit Corporation)

[Supp. Announcement 4]

PART 295—DISPOSAL OF SURPLUS AGRICULTURAL COMMODITIES FOR EXPORT

TERMS AND CONDITIONS OF COTTON SALES FOR EXPORT PROGRAM

In order to relieve exporters from paying 10 cents per pound liquidated damages, in certain cases where cotton is shipped to Canada or Mexico by rail and is destroyed after title has passed to the foreign buyer, Commodity Credit Corporation is issuing the following amendment to its Terms and Conditions of Cotton Sales for Export Program (9 F.R. 13795):

Paragraph 12 is amended by adding the following subparagraph (c):

(c) Notwithstanding the provisions of subparagraph (a) of this paragraph 12, if an exporter is unable, because of the destruction of cotton shipped to Mexico or Canada by rail in fulfillment of an export sale, to furnish satisfactory proof of exportation of such cotton, and if title to the cotton was in the foreign purchaser at the time it was destroyed:

(1) If the Corporation has sold the exporter cotton against such export sale, the exporter may pay to the Corporation an amount equal to the export differential used in computing the price at which such cotton was sold by the Corporation for each pound of cotton so destroyed (but not to exceed the quantity of cotton purchased from the Corporation against such export sale), in lieu of paying the amount provided in subparagraph (a) of this paragraph 12 for each pound of cotton so destroyed; and

(2) If the Corporation has not sold him cotton against such export sale, the exporter shall not be liable to the Corporation for the amount provided in subparagraph (a) of this paragraph 12 for each pound of cotton so destroyed,

and the exporter shall have no rights hereunder with respect to the cotton so destroyed.

In any such case, the New Orleans Regional Office of Commodity Credit Corporation must be notified of the destruction of the cotton and the number of the registered sale, and the exporter shall furnish such proof of destruction as the Corporation may require.

Dated this 26th day of April, 1945.

[SEAL]

COMMODITY CREDIT CORPORATION,

By C. C. FARRINGTON,
Vice President.

Attest:

SARA E. SWANICK,
Assistant Secretary.

[F. R. Doc. 45-6739; Filed, Apr. 27, 1945;
11:07 a. m.]

TITLE 7—AGRICULTURE

Subtitle A—Offices of the Secretary of Agriculture and the War Food Administrator

PART 1—ADMINISTRATIVE REGULATIONS

GOVERNOR OF FARM CREDIT ADMINISTRATION; DELEGATION OF DISPOSAL AUTHORITY WITH RESPECT TO AGRICULTURAL AND FOREST REAL PROPERTY

Pursuant to section 8 of the Surplus Property Act of 1944 (58 Stat. 765) and § 8301.3 (f) (1) of Regulation 1 issued by the Surplus Property Board on April 2, 1945 (10 F.R. 3764) there is hereby delegated to the Governor of the Farm Credit Administration, subject to the general supervision and direction of and under regulations approved by the Secretary of Agriculture, the authority conferred upon the Department of Agriculture by the Surplus Property Board, under § 8301.3 (f) (1) of Regulation 1 issued by the Surplus Property Board on April 2, 1945 (10 F.R. 3764), as the disposal agency for surplus real property, together with such other authorities or responsibilities

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NOTICE

The 1943 Supplement to the Code of Federal Regulations, covering the period June 2, 1943, through December 31, 1943, may be obtained from the Superintendent of Documents, Government Printing Office, at \$3.00 per book.

Book 1: Titles 1-31, including Presidential documents in full text.
Book 2: Titles 32-50, with 1943 General Index and 1944 Codification Guide.

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as the Department may be called upon from time to time to exercise or discharge with respect to carrying out the provisions of the Surplus Property Act of 1944 concerning real property; and the Governor is authorized to make successive redelegations of such authority as he deems necessary to any appropriate officer, agent, or employee of the Farm Credit Administration, or any appropriate officer, agent, or employee of the Department of Agriculture, including the Federal Farm Mortgage Corporation, which, in exercising any such authority conferred upon it, may use the services and facilities of the Federal land banks and national farm loan associations.

(Sec. 8, 58 Stat. 765; § 8301.3 (f) (1) SPB Reg. 1, 10 F.R. 3764)

Issued this 26th day of April 1945.

[SEAL] CLAUDE R. WICKARD,
Secretary of Agriculture.

[F. R. Doc. 45-6705; Filed, Apr. 26, 1945; 4:14 p. m.]

PART 1—ADMINISTRATIVE REGULATIONS

DELEGATION OF AUTHORITY TO DIRECTOR OF MARKETING SERVICES WITH RESPECT TO MARKETING AGREEMENTS AND MARKETING ORDERS

In connection with marketing agreements or marketing orders heretofore or hereafter made effective pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), hereinafter referred to as the "act," the Director of Marketing Services is hereby designated and authorized to perform

the following functions, powers, and duties of the War Food Administrator:

1. To issue, amend, modify, or terminate any volume, grade, or size regulation and make any finding or determination requisite to the issuance, amendment, modification, or termination of any such regulation, as may be deemed necessary or proper by the Director of Marketing Services, under and pursuant to the provisions of any marketing agreement or marketing order effective in accordance with the provisions of the aforesaid act, but the Director of Marketing Services is not authorized to amend, suspend, or terminate any marketing agreement or marketing order or any provision thereof.

2. To determine the amount of the compensation to be received by any market administrator, committee member, or other agent or employee of any agency established under a marketing agreement or marketing order.

3. To determine the amount of the bond of any market administrator, committee member, or other agent or employee of any agency established under a marketing agreement or marketing order.

4. To supervise the operations and activities of such agents or agencies, established for the purpose of administering such programs, and to require such agents or agencies to submit, from time to time, such reports and other data as the Director of Marketing Services determines to be necessary or appropriate.

5. To take any other or further action with respect to such agents or agencies or to direct such agents or agencies to take any other or further action, not inconsistent with the provisions of such marketing agreements or marketing orders, as the Director of Marketing Services determines to be necessary or appropriate to effectuate the purposes and to secure the lawful and successful administration of any such marketing agreement or marketing order.

6. Any of the authority hereunder delegated to the Director of Marketing Services may be delegated by the Director to the chief of any appropriate commodity branch in the Office of Marketing Services.

The Director of Marketing Services is also authorized and directed to recommend, from time to time, to the War Food Administrator:

1. The persons to appoint as market administrators, members of committees, or as agents under any such marketing agreement or marketing order.

2. The expenses which may be incurred by any such market administrator, committee, or other agency under any marketing agreement or marketing order.

3. Each handler's pro rata share of the expenses which may be incurred by any market administrator, committee, or other agency under a marketing agreement or marketing order.

The provisions hereof shall not supersede, modify, or in any manner affect the authority otherwise vested in any official, agent, or employee of the United States Department of Agriculture or the

War Food Administration to perform any act or function in connection with, or pursuant to, any marketing agreement or marketing order effective pursuant to the provisions of said act; and the provisions hereof shall not preclude the War Food Administrator from performing any act or function in connection with, or pursuant to, any such marketing agreement or marketing order effective pursuant to said act.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; 7 U.S.C. 601 et seq.)

Done at Washington, D. C., this 24th day of April 1945.

ASHLEY SELLERS,
Assistant War Food Administrator.

[F. R. Doc. 45-6736; Filed, Apr. 27, 1945; 11:07 a. m.]

Chapter XI—War Food Administration (Distribution Orders)

[WFO 92-2]

PART 1401—DAIRY PRODUCTS

CHEESE AND CHEESE FOODS

Pursuant to War Food Order No. 92 (9 F.R. 1082) issued on January 27, 1944, as amended (9 F.R. 4321, 4319, 9584, 10 F.R. 103), and to effectuate the purposes of such order, it is hereby ordered as follows:

§ 1401.196 *Restrictions on production of cheese and cheese foods*—(a) *Definitions*. Each term defined in War Food Order No. 92, as amended, shall, when used herein, have the same meaning as set forth for the respective term in said War Food Order No. 92, as amended.

(b) *Restrictions*. No person shall, during the quota period beginning on April 1, 1945, produce a total quantity of cheese and cheese food which exceeds by more than 10 percent the total quantity of cheese and cheese food produced by such person in the corresponding period of the calendar year 1942.

(c) This order shall become effective at 12:01 a. m., e. w. t., April 1, 1945.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 92, 9 F.R. 1082, 4321, 4319, 9584, 10 F.R. 103)

Issued this 24th day of April 1945.

C. W. KITCHEN,
Director of Marketing Services.

[F. R. Doc. 45-6698; Filed, Apr. 26, 1945; 12:36 p. m.]

[WFO 75, Amdt. 21]

PART 1410—LIVESTOCK AND MEATS

REGULATIONS AFFECTING SLAUGHTERERS

War Food Order No. 75, as amended (8 F.R. 11119, 9 F.R. 4319, 4973, 5333, 5767, 10033, 11929, 10 F.R. 103, 888), is further amended to read as follows:

§ 1410.15 *Regulations affecting slaughterers*—(a) *Definitions*. (1) "Livestock" means cattle, calves, sheep, lambs, and swine.

(2) "Meat" means the carcasses of livestock, including beef, veal, lamb, mutton, or pork derived therefrom, and any processed or unprocessed edible part, cut, or trimming, regardless of how prepared or packaged; excluding, however, scrap-ple, souse, and other similar products, offal, oils, lards, rendering fats, raw leaf, casings, by-products not ordinarily used for human consumption, and skins of swine when prepared for use in leather, glue, and gelatin.

(3) "Slaughterer" means any person who owns livestock at the time that such livestock is killed for meat production.

(4) "Federally inspected slaughterer" means any slaughterer whose establishment is operated under Federal inspection.

(5) "Federal inspection" means inspection under the provisions of the act of March 4, 1907 (34 Stat. 1260), as amended, 21 U.S.C. 1940 ed. 71, and as extended by Public Law 602, 77th Cong., 2d Sess., approved June 10, 1942 (56 Stat. 351), and the rules and regulations promulgated thereunder.

(6) "Farmer" means any person chiefly engaged in producing agricultural products as the resident operator of a farm.

(7) "Deliver" or "delivery" means to transfer physical possession. The transfer of meat by a slaughterer to a unit or department of his establishment for use in the preparation or manufacture of any product other than meat, the use of meat for such purpose without any such transfer, or the transfer or shipment of meat to any branch house of a slaughterer, shall constitute a delivery. The placing of meat in a public warehouse solely for the purpose of storage shall not be deemed a delivery, but the withdrawal of such meat from such warehouse by any person other than such slaughterer shall be deemed a delivery.

(8) "Processor" means any person who is regularly engaged in the business of processing, preparing, or treating meat, meat products, or animal fats.

(9) "Custom slaughter" means the killing of livestock by any person other than the owner thereof, for the purpose of meat production.

(10) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(11) "Director" means the Director of Marketing Services, War Food Administration.

(b) *Support prices*. (1) All slaughterers except farmers shall pay for good to choice butcher hogs (barrows and gilts) weighing up to 300 pounds, inclusive, not less than the following support prices:

(i) Chicago market \$13.00 per hundredweight;

(ii) At terminal markets other than Chicago and at interior markets and buying stations, \$1.75 per hundredweight below the maximum price for hogs weighing not over 300 pounds in effect at such market or buying station on November 15, 1944, under regulations of the Office of Price Administration.

(2) For hogs which produce soft or oily pork, applicable support prices may be reduced by the amount of the normal discount at the market. The dis-

count for hogs which produce oily pork shall not exceed \$1.50 per hundred weight, and the discount for hogs which produce soft pork shall reflect not less than the normal difference between such discounts. Unless purchased "subject to kill," not less than the applicable support price shall be paid in all cases where a certificate is furnished by any county agent, vocational agricultural representative, or person acting in a similar capacity, to the effect that the hogs have been raised and fed in accordance with a production and feeding program that will insure firm pork.

(c) *Allocation; processing regulations; inventories.* (1) All slaughterers, all processors, and all persons who custom slaughter shall comply with orders of the Director regulating the delivery, acceptance of delivery, or movement of livestock, by allocation or otherwise.

(2) All slaughterers, all processors, and all persons who custom slaughter shall comply with orders of the Director prescribing methods and specifications for preparing, cutting, or treating carcasses or parts thereof, or for preparing or processing meat, meat products, or animal fats.

(3) All slaughterers and all processors shall comply with orders of the Director governing the quantity and type of meat, meat products, or animal fats held in storage or inventory; and all other persons dealing in meat (except with respect to their retail operations) shall comply with such orders of the Director: *Provided*, That the issuance thereof is approved by the Office of Price Administration.

(d) *Set aside requirements.* All slaughterers except farmers and all processors whose establishments are operated under Federal inspection shall comply with orders of the Director requiring the setting aside, reserving, holding, processing, and packaging of meat, meat products, and animal fats for delivery to such persons or agencies as the Director may prescribe.

(e) *Meat inspection.* All slaughterers except farmers shall comply with orders of the Director requiring inspection, by persons designated for that purpose, of their premises, plants, livestock, carcasses, meat, meat products, and animal fats, for the purpose of determining whether the meat, meat products, or animal fats produced in such plants are sound, healthful, and fit for human consumption.

(f) *Sanitary facilities; conservation facilities.* All slaughterers and all persons who custom slaughter shall maintain such sanitary and conservation facilities as the Director may prescribe.

(g) *Records and reports.* (1) Every slaughterer shall, within 10 days after the end of each monthly accounting period, execute and submit a report, on such form as the Director may prescribe, showing his production of meat during such monthly accounting period.

(2) The Director shall be entitled to obtain such information from and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in his discre-

tion, to the enforcement or administration of the provisions of this order, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(3) Every slaughterer except farmers shall, for at least two years or for such other period of time as the Director may designate, maintain an accurate record of his production of and transactions in livestock, meat, meat products, and animal fats.

(h) *Existing contracts.* The restrictions of this order shall be observed without regard to existing contracts or any rights accrued or payments made thereunder.

(i) *Audits and inspections.* The Director shall be entitled to make such audits or inspections of the books, records and other writings, premises, supplies of livestock or stocks of meat of any person, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(j) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Director. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Director. After said review, the Director may take such action as he deems appropriate, which action shall be final.

(k) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using livestock, meat, meat products, or animal fats. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(l) *Delegation of authority.* The administration of this order and the powers vested in the War Food Administrator, insofar as such powers relate to the administration of this order, are hereby delegated to the Director. The Director is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(m) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 75, Livestock and Meats Branch, Office of Marketing Services, War Food Administration, Washington 25, D. C.

(n) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(o) *Food Distribution Orders No. 20, 27, as amended, 28, and 61 superseded.* This order supersedes in all respects Food Distribution Order No. 20, (8 F.R. 1913), Food Distribution Order No. 27, as amended (8 F.R. 2785, 4227, 5700, 7739, 8795), Food Distribution Order No. 28 (8 F.R. 2787), and Food Distribution Order No. 61 (8 F.R. 9108, 9275).

(p) *Effective date.* This order shall become effective at 12:01 a. m., e. w. t., April 29, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75, as amended, or prior to August 15, 1943, under Food Distribution Orders No. 20, 27, as amended, 28, and 61, supra, all provisions of said orders shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 27th day of April 1945.

MARVIN JONES,
War Food Administrator.

[F. R. Doc. 45-6805; Filed, Apr. 27, 1945;
12:05 p. m.]

[WFO 75-1, Termination]

PART 1410—LIVESTOCK AND MEATS

REGULATIONS AFFECTING SLAUGHTERERS

War Food Order No. 75-1, as amended and partially suspended (8 F.R. 11327, 12121, 12122, 16007; 9 F.R. 5888, 8174, 9815, 14381; 10 F.R. 285), is hereby terminated.

This order shall become effective at 12:01 a. m., e. w. t., April 29, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-1, as amended, all provisions of said order not under suspension shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783)

Issued this 27th day of April 1945.

C. W. KITCHEN,
Director of Marketing Services.

[F. R. Doc. 45-6806; Filed, Apr. 27, 1945;
12:05 p. m.]

[WFO 75-2, Amdt. 22]

PART 1410—LIVESTOCK AND MEATS

BEEF REQUIRED TO BE SET ASIDE

War Food Order No. 75-2, as amended (10 F.R. 182, 1823, 2955, 3514), is further amended to read as follows:

§ 1410.18 *Beef required to be set aside*—(a) *Definitions.* (1) "Governmental agency" means the Army, Navy, Marine Corps, or Coast Guard of the United States (excluding, for the purposes of this order, United States Army post exchanges, United States Navy ships' service departments, United States Marine Corps post exchanges, and similar organizations), War Food Administration (including but not restricted to any corporate agency thereof), the War Shipping Administration, and the Veterans Administration.

(2) "Northern Area of Zone 9" includes the following:

(i) Maine, New Hampshire, Vermont, Massachusetts, Connecticut, and Rhode Island;

(ii) All that portion of New York east of and including the counties of Saint Lawrence, Jefferson, Lewis and Herkimer, and east and southeast of and including the counties of Otsego, Delaware, Sullivan, Orange, Rockland, Westchester; New York, Bronx, Kings, and Richmond;

(iii) All that portion of Pennsylvania east of and including the counties of Tioga, Lycoming, Union, Mifflin, Juniata, Perry, and Franklin;

(iv) New Jersey and Delaware;

(v) All that portion of Maryland east and southeast of and including the counties of Washington, Frederick, Montgomery, Prince Georges, Charles, and Saint Marys; and

(vi) The District of Columbia.

(3) "Set aside beef" means beef of the type and grade required to be set aside, reserved, and held under this order.

(4) "Authorized purchaser" means:

(i) Any person who is under contract to sell or deliver set aside beef, or products prepared in whole or part therefrom, to a governmental agency;

(ii) Any person who has delivered set aside beef, or products prepared in whole or part therefrom, to a governmental agency, and has not replaced the set aside beef so delivered, or contained in the products so delivered, by a purchase of set aside beef under this order;

(iii) Any person who is authorized by the Director to purchase set aside beef.

(5) "Army-style beef" means (i) dressed steer carcasses of "U. S. Choice", "U. S. Good", or U. S. Commercial" grade, weighing between 350 pounds and 1,100 pounds; or (ii) dressed heifer carcasses of "U. S. Choice", "U. S. Good", or "U. S. Commercial" grade, weighing between 300 pounds and 650 pounds.

(6) "Contract school", "marine hospital", or "maritime academy" means any person defined as such in War Food Order No. 73, as amended (9 F.R. 10036, 10927, 13741).

(7) "Ship supplier" means any person defined as such in War Food Order No. 74, as amended (9 F.R. 8002), who holds a license under that order.

(8) "Conversion weight" means the dressed weight equivalent of the meat derived from the slaughter of cattle, determined as prescribed in paragraph (e) hereof.

(9) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(10) "Director" means the Director of Marketing Services, War Food Administration.

(11) Any term not specifically defined herein shall have the meaning set forth for such term in War Food Order No. 75, as amended.

(b) *Army-style beef.* The provisions of this paragraph (b) shall apply to the following slaughterers:

All Federally inspected slaughterers;

Every slaughterer whose cattle are slaughtered in an establishment operated under Federal inspection;

Every slaughterer who, in any calendar week, slaughters more than 51 head of cattle producing Army-style beef;

Every slaughterer whose cattle are slaughtered in an establishment in which, during any calendar week, there are slaughtered more than 51 head of cattle producing Army-style beef.

No slaughterer subject to the provisions of this paragraph (b) shall deliver meat unless he shall:

(1) Set aside and reserve the total amount of each week's production of beef graded "U. S. Choice", "U. S. Good", and "U. S. Commercial", obtained from steers and heifers whose carcasses produce Army-style beef: *Provided, however,* That governmental agencies, authorized purchasers, contract schools, marine hospitals, maritime academies, and ship suppliers may select and purchase not to exceed 60 percent of each grade of beef so set aside, and upon the delivery or execution of contracts to deliver, to such persons or agencies, not less than 60 percent of any grade of beef so set aside, such slaughterer may deliver to any other person not in excess of 40 percent of such grade of beef: *Provided further,* That in the case of any slaughterer of kosher beef located in the Northern Area of Zone 9, who has registered with the Office of Price Administration as required by paragraph (d) of § 1364.407 of Maximum Price Regulation 169, as amended, governmental agencies, authorized purchasers, contract schools, marine hospitals, maritime academies, and ship suppliers may select and purchase, in the form of hind quarters, not to exceed 45 percent of each grade of beef so set aside, and upon the delivery or execution of contracts to deliver, to such persons or agencies, not less than 45 percent of any grade of beef so set aside, such slaughterer may deliver to any other person not in excess of 55 percent of such grade of beef;

(2) Bone, in accordance with Army specifications for frozen boneless beef, not less than 90 percent of each grade of beef selected and purchased, under the provisions of (b) (1) hereof, by governmental agencies, authorized purchasers, contract schools, marine hospitals, maritime academies, and ship suppliers: *Provided, however,* That the Order Administrator may wholly or partially exempt any slaughterer from this requirement upon a proper showing that said slaughterer (i) does not have adequate facilities for boning; (ii) does not have, or is unable to obtain, sufficient personnel to bone said beef, or (iii) is unable to comply with this requirement for any reason which appears to the Order Administrator to warrant such exemption.

(c) *Federally inspected slaughterers; utility grade and cutter and canner beef.* No federally inspected slaughterer shall deliver meat unless he shall set aside, reserve, and hold for delivery to governmental agencies, contract schools, marine hospitals, maritime academies, and ship suppliers, 80 percent of the conversion weight of each week's production of beef derived from steers, heifers, and cows graded "U. S. Utility" (Grade C beef), and 80 percent of the conversion weight of each week's production of beef derived from cutter and canner grade steers, heifers, and cows (Grade D beef).

(d) *Federal inspection.* (1) No slaughterer who is or who becomes subject to paragraph (b) of this order by virtue of slaughtering, in any calendar week, more than 51 head of cattle producing Army-style beef shall deliver meat unless he shall apply and qualify under the Meat Inspection Act (21 U.S.C. 71 et seq.) and the regulations applicable thereto, for Federal meat inspection of all Army-style carcasses and beef required to be set aside by him under this order. No such slaughterer who fails to apply or qualify for Federal inspection as herein provided shall thereafter slaughter, in any calendar week, more than 51 head of cattle producing Army-style beef.

(2) No owner or operator of slaughtering facilities, other than a farmer, shall slaughter or permit such facilities to be used for the slaughter, in any calendar week, of more than 51 head of cattle producing Army-style beef, unless he has qualified or shall hereafter apply and qualify under the Meat Inspection Act (21 U.S.C. 71 et seq.) and the regulations applicable thereto for Federal meat inspection of all Army-style carcasses and beef required to be set aside under this order.

(e) *Conversion weight.* (1) The conversion weight of all deliveries of beef, and the conversion weight of carcasses and of cuts and trimmings derived therefrom, and of beef products produced therefrom, shall be determined by multiplying the weight thereof by the appropriate conversion factor set forth below.

Type and description of product	Conversion factor (multiplier)
Dressed carcasses and cuts, not boned, fresh (chilled) or frozen	1.00
Boned beef and trimmings, fresh (chilled) or frozen	1.41
Cured other than dried—not boned	.95
Cured other than dried—boned	1.34
Dried (including smoked)	2.20

The term "boned" describes cuts from which 50 percent or more of the bone, by weight, has been removed by the process of boning, and the term "not boned" describes cuts from which none or less than 50 percent of the bone, by weight, has been removed, and primal cuts which contain no bone.

(2) The conversion weight of beef of any type used in the preparation of sausage or in the preparation of canned meat, or any other beef product not specified above, shall be computed by determining, on the basis of the manufacturing formula, the net weight of the beef used in such processing, and multi-

plying such net weight by the applicable conversion factor set forth above for such type of beef. The net weight of beef which is cooked and used in the preparation of canned meat not specified above shall be the weight thereof before cooking.

(3) The Director may, upon written application, revise any conversion weight factor where it is shown that such factor is working an undue hardship in the preparation of certain products.

(f) *Credits allowed on deliveries.* Subject to paragraph (g) hereof, any set-aside beef delivered to a governmental agency, authorized purchaser, contract school, marine hospital, maritime academy, or ship supplier may be credited against the requirements of paragraphs (b) and (c) hereof for beef of the type and grade so delivered.

(g) *Certificates.* No set aside beef shall be delivered to any authorized purchaser, and no credit shall be allowed for any such delivery unless, within 10 days after delivery, the slaughterer obtains a certificate signed by the authorized purchaser, acknowledging receipt of the beef and containing the following: the name and address of both parties and the date of delivery; the contract number of the contract between the authorized purchaser and the governmental agency; and a statement by the authorized purchaser that the set aside beef so delivered, or an equivalent amount of set aside beef, will be or has been used in the fulfillment of such contract. The slaughterer shall endorse on such certificate the conversion weight of such beef, together with a description permitting conversion in accordance with paragraph (e) hereof. The slaughterer and the authorized purchaser shall each retain an original of such certificate for at least two years and shall submit the same to the Director upon request. All statements contained in or accompanying such certificates shall be deemed representations to an agency of the United States. No person shall be entitled to rely upon any such certificate if he knows or has reasonable cause to believe it to be false.

(h) *Storage; packaging.* All Army-style beef set aside and reserved under this order shall be stored in such manner as to maintain the quality thereof, and shall be prepared and packaged in accordance with Army specifications.

(i) *Authorized purchasers required to redeliver.* Each authorized purchaser who receives set aside beef under the provisions of this order shall deliver all such beef, or an equivalent amount of set aside beef, to a governmental agency, contract school, marine hospital, maritime academy, or ship supplier.

(j) *Allocation.* The Director may, by general order or written notice to individual slaughterers, order the allocation of beef set aside under this order to or among specific governmental agencies, authorized purchasers, contract schools, marine hospitals, maritime academies, or ship suppliers. In the absence of such allocation, slaughterers may, subject to paragraph (g) hereof, sell beef so set aside to any such person or agency.

(k) *Existing contracts.* The provisions of this order shall not be con-

strued as reducing the amount of meat which any slaughterer is required to offer or to deliver under any existing contract with a governmental agency, as defined herein, or with the United States Maritime Commission.

(l) *Reports.* Every slaughterer subject to paragraph (b) hereof shall report to the Director concerning his production of and transactions in beef. Such reports shall be made at such times and upon such forms as the Director may require, and shall be subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(m) *Audits and inspections.* The Director shall be entitled to make such audits and inspections of the books, records, and other writings, premises, or supplies of livestock or stocks of meat of any person, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(n) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Director. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Director. After said review, the Director may take such action as he deems appropriate, which action shall be final.

(o) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using livestock, meat, meat products, or animal fats. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(p) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 75-2, Livestock and Meats Branch, Office of Marketing Services, War Food Administration, 5 South Wabash Avenue, Chicago 3, Illinois.

(q) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(r) *Effective date.* This amendment shall become effective at 12:01 a. m., e. w. t., April 29, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-2, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper

suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 75)

Issued this 27th day of April 1945.

C. W. KITCHEN,
Director of Marketing Services.

[F. R. Doc. 45-6807; Filed, Apr. 27, 1945;
12:05 p. m.]

[WFO 75-3, Amdt. 13]

PART 1410—LIVESTOCK AND MEATS

PORK REQUIRED TO BE SET ASIDE

War Food Order No. 75-3, as amended (9 F.R. 12948, 14272, 10 F.R. 726, 773, 1955, 1993, 2475, 3127, 3429, 3603), is further amended to read as follows:

§ 1410.20 *Pork required to be set aside—(a) Definitions.* (1) "Governmental agency" means the Army, Navy, Marine Corps, or Coast Guard of the United States (excluding, for the purposes of this order, United States Army post exchanges, United States Navy ships' service departments, United States Marine Corps post exchanges, and similar organizations), War Food Administration (including but not restricted to any corporate agency thereof), the War Shipping Administration, and the Veterans Administration.

(2) "Set aside pork" means pork or pork products (including lard) of the type and grade required to be set aside, reserved, and held under this order.

(3) "Authorized purchaser" means:

(i) Any person who is under contract to sell or deliver set aside pork, or products prepared in whole or part therefrom, to a governmental agency;

(ii) Any person who has delivered set aside pork, or products prepared in whole or part therefrom, to a governmental agency, and has not replaced the set aside pork so delivered, or contained in the products so delivered, by a purchase of set aside pork under this order;

(iii) Any person who is authorized by the Director to purchase set aside pork;

(iv) Any person who is under contract to sell or deliver set aside pork, or products prepared in whole or part therefrom, to an authorized purchaser as defined in paragraph (3) (i) and (ii).

(4) "Conversion weight" means the dressed weight equivalent of pork, determined as prescribed in paragraph (c) hereof.

(5) "Dressed carcass" means a hog carcass dressed in accordance with normal trade custom, with the leaf fat and kidney out, the jowls on, the hams faced, and the head off.

(6) "Contract school, marine hospital, or maritime academy" means any person defined as such in War Food Order No. 73, as amended (9 F.R. 10036, 10927, 13741).

(7) "Ship supplier" means any person defined as such in War Food Order No.

74, as amended (9 F.R. 8002), who holds a license under that order.

(8) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(9) "Director" means the Director of Marketing Services, War Food Administration.

(10) "Live weight", with reference to each week's slaughter of hogs, means the total live weight of all hogs purchased for slaughter each week, determined from scale tickets issued at the time of purchase, less the weight of hogs condemned during the same week converted to a live weight basis.

(11) Any term not specifically defined herein shall have the meaning ascribed thereto in War Food Order No. 75, as amended.

(b) *Quantity; quality; specifications.* No Federally inspected slaughterer shall deliver meat unless he shall set aside, reserve, and hold for delivery to governmental agencies, authorized purchasers, contract schools, marine hospitals, maritime academies, and ship suppliers:

(1) A quantity of frozen pork sides or cured Wiltshire sides, the total weight of which shall be not less than 0 percent of the total live weight of each week's slaughter of hogs, and which shall be prepared as frozen pork sides weighing not less than 48 pounds nor more than 100 pounds or as cured Wiltshire sides which comply with the specifications as set out in Schedule FSCC-10 (Meat Products Purchase Specifications). Such frozen pork sides and cured Wiltshire sides shall be delivered to Commodity Credit Corporation;

(2) A quantity of loins the total weight of which shall be not less than 5.5 percent of the total live weight of each week's slaughter of hogs, to be prepared so as to conform, in weight and quality, to specifications of the Government agencies to which they will be delivered. Not less than 70 percent of the total weight of all loins so set aside shall be converted to semi-boneless (partially boneless) loins;

(3) A quantity of hams the total weight of which shall be not less than 6 percent of the total live weight of each week's slaughter of hogs, to be prepared so as to conform, in weight and quality, to the specifications of the governmental agencies to which they will be delivered. Not less than 40 percent of such hams shall be processed into overseas hams requiring 96 hours' smoke, and not less than 10 percent of such hams shall be processed into Army hams requiring 48 hours' smoke;

(4) A quantity of square-cut and seedless bellies the total weight of which shall be not less than 5.5 percent of the total live weight of each week's slaughter of hogs, to be prepared from bellies which, when trimmed in accordance with the best commercial practice, produce square-cut and seedless bellies which fall within a weight range of not less than 6 pounds nor more than 20 pounds. Not less than 30 percent of such bellies shall be processed into overseas bacon requiring 96 hours' smoke, and not less than 10 percent of such bellies shall be proc-

essed into Army bacon requiring 48 hours' smoke;

(5) A quantity of shoulders and boneless manufacturing pork the total weight of which shall be not less than 10 percent of the total live weight of each week's slaughter of hogs, to be prepared in the form of skinned shoulders, picnics, Boston butts, or manufacturing pork including trimmings;

(6) A quantity of salted fat cuts (American cut bellies, fat backs, plates, and jowls) the total weight of which shall be not less than 1.5 percent of the total live weight of each week's slaughter of hogs. Such salted fat cuts shall be delivered to Commodity Credit Corporation; and

(7) A quantity of lard the total weight of which shall be not less than 5.5 percent of the total live weight of each week's slaughter of hogs: *Provided*, That until further order of the Director this requirement shall not be applicable to slaughterers located in the States of California, Connecticut, Delaware, Florida, Georgia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, North Carolina, Oregon, Pennsylvania, Rhode Island, South Carolina, Utah, Vermont, Virginia, Washington and West Virginia.

(c) *Conversion weight.* (1) The conversion weight of all deliveries of pork and the conversion weight of carcasses and of cuts and trimmings derived therefrom and of pork products procured therefrom, shall be determined by multiplying the weight thereof by the appropriate conversion factor set forth below:

TYPE AND DESCRIPTION OF PRODUCT

	Conversion factors (multiplier)	
	Not boned	Boned
Cuts:		
Fresh (chilled).....	1.00	1.15
Pork sides.....	1.00	-----
Wiltshire sides (cured).....	1.10	-----
Pork loins.....	1.00	-----
Pork loins (semi-boneless).....	-----	1.33
Fatted, skinless hams and shoulders.....	-----	1.33
Boned, fatted, skinless hams, smoked.....	-----	1.45
Fatted, skinless picnics.....	-----	1.45
Overseas hams, 96 hours' smoke.....	1.25	-----
Army hams, 48 hours' smoke.....	1.15	-----
Standard domestic smoked hams.....	1.10	-----
Other cured.....	1.00	1.10
Other smoked.....	1.10	1.20
Other cooked.....	1.20	1.45
Trimming: Fresh (chilled) or frozen.....	-----	1.00

CANNED MEATS

	Conversion factor (multiplier)
Chopped ham.....	1.28
Luncheon meat.....	1.35
Corned pork.....	2.22
Tushonka.....	1.80
Pork sausage.....	1.00
Issue bacon.....	1.18
Sliced bacon.....	1.25
Dehydrated pork (10% maximum moisture content).....	4.75

The term "boned" describes cuts from which 50 percent or more of the bone, by weight, has been removed by the process of boning, and the term "not boned" describes cuts from which none or less than 50 percent of the bone, by weight, has been removed, and primal cuts which contain no bone.

(2) The conversion weight of pork of any type used in the preparation of sausage, or in the preparation of canned meat, or any other meat product not specified above, shall be computed by determining, on the basis of the manufacturing formula, the net weight of the pork used in such processing, and multiplying such net weight by the applicable conversion factor set forth above for such type of pork. The net weight of pork which is cooked and used in the preparation of canned meat not specified above shall be the weight thereof before cooking.

(d) *Credits allowed on deliveries.* Subject to the provisions of paragraph (e) hereof, any set aside pork delivered to a governmental agency, authorized purchaser, contract school, marine hospital, maritime academy, or ship supplier may be credited against the requirements of paragraph (b) hereof for pork of the type and grade so delivered.

(e) *Certificates.* No set aside pork shall be delivered to any authorized purchaser, and no credit shall be allowed for any such delivery unless, within 10 days after delivery, the slaughterer obtains a certificate signed by the authorized purchaser, acknowledging receipt of the pork and containing the following: the name and address of both parties and the date of delivery; the contract number of the contract between the authorized purchaser and the governmental agency; and a statement by the authorized purchaser that the set aside pork so delivered, or an equivalent amount of set aside pork, will be or has been used in the fulfillment of such contract. The slaughterer shall endorse on such certificate the conversion weight of such pork, together with a description permitting conversion in accordance with paragraph (c) hereof. The slaughterer and the authorized purchaser shall each retain an original of such certificate for at least two years, and shall submit the same to the Director upon request. All statements contained in or accompanying such certificates shall be deemed representations to an agency of the United States. No person shall be entitled to rely upon any such certificate if he knows or has reasonable cause to believe it to be false.

(f) *Specifications; storage; packaging.* (1) Every Federally inspected slaughterer shall obtain specifications of governmental agencies. Such specifications may be obtained by application addressed to the Order Administrator.

(2) All pork and pork products required to be set aside, reserved, and held under this order shall be stored in such manner as to maintain the quality thereof and shall be prepared and packaged in accordance with specifications of governmental agencies.

(g) *Authorized purchasers required to redeliver.* Each authorized purchaser who receives set aside pork under the provisions of this order shall deliver all such pork, or an equivalent amount of the same kind and type of set aside pork, to a governmental agency, contract school, marine hospital, maritime academy, or ship supplier.

(h) *Allocations.* The Director may, by general order or written notice to individual slaughterers, order the allocation of pork set aside under this order to or among specific governmental agencies, authorized purchasers, contract schools, marine hospitals, maritime academies, or ship suppliers. In making such allocations, the Director or the Order Administrator may specify the stage of processing (fresh, frozen, cured, smoked, or canned), and the weight ranges of all set aside pork so allocated. Such specifications shall be in addition to the specifications set forth under paragraph (b) hereof. In the absence of such allocation, slaughterers may, subject to paragraph (e) hereof, sell pork so set aside to any such person or agency.

(i) *Existing contracts.* The provisions of this order shall not be construed as reducing the amount of meat which any slaughterer is required to offer or to deliver under any existing contract with a governmental agency, as defined herein, or with the United States Maritime Commission.

(j) *Records and reports.* (1) Every Federally inspected slaughterer shall report to the Director concerning his production of and transactions in pork and pork products, including lard. Such reports shall be made at such times and upon such forms as the Director may require, and shall be subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(2) Every Federally inspected slaughterer shall keep such records with respect to inter or intra plant transactions as may be required by the Order Administrator.

(k) *Audits and inspections.* The Director shall be entitled to make such audit or inspection of the books, records, and other writings, premises, supplies of livestock or stocks of meat of any person, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(l) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Director. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by a request addressed to the Order Administrator, obtain a review of such action by the Director. After said review, the Director may take such action as he deems appropriate, which action shall be final.

(m) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using livestock, meat, meat products, or animal fats. Any person who wilfully violates

any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(n) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 75-3, Livestock and Meats Branch, Office of Marketing Services, War Food Administration, 5 South Wabash Avenue, Chicago 3, Illinois.

(o) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(p) *Effective date.* This order shall become effective at 12:01 a. m., e. w. t., April 29, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-3, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 75)

Issued this 27th day of April 1945.

C. W. KITCHEN,
Director of Marketing Services.

[F. R. Doc. 45-6808; Filed, Apr. 27, 1945;
12:06 p. m.]

[WFO 75-4]

PART 1410—LIVESTOCK AND MEATS

VEAL REQUIRED TO BE SET ASIDE

Pursuant to the provisions of War Food Order No. 75, as amended and to effectuate the purposes thereof, it is hereby ordered as follows:

§ 1410.24 *Veal required to be set aside*—(a) *Definitions.* (1) "Veal" means meat derived from calves, the dressed carcasses of which have the veal or calf characteristics defined by the United States Department of Agriculture (A. M. A. Reg. 114, Official United States Standards for Grades of Veal and Calf Carcasses 1940), and weigh with the hide off not more than 275 pounds.

(2) "Set aside veal" means veal of the type and grade required to be set aside, reserved, and held under this order.

(3) "Carcass" means a calf carcass dressed in accordance with normal trade custom, with the hide off.

(4) "Governmental agency" means the Army, Navy, Marine Corps, or Coast Guard of the United States (excluding, for the purposes of this order, United States Army post exchanges, United States Navy ships' service departments, United States Marine Corps post exchanges, and similar organizations), War Food Administration (including but not

restricted to any corporate agency thereof), the War Shipping Administration, and the Veterans Administration.

(5) "Authorized purchaser" means:

(i) Any person who is under contract to sell or deliver set aside veal, or products prepared in whole or part therefrom, to a governmental agency;

(ii) Any person who has delivered set aside veal, or products prepared in whole or part therefrom, to a governmental agency, and has not replaced the set aside veal so delivered, or contained in the products so delivered, by a purchase of set aside veal under this order;

(iii) Any person who is authorized by the Director to purchase set aside veal.

(6) "Contract school", "maritime hospital", or "maritime academy" means any person defined as such in War Food Order No. 73, as amended (9 F.R. 10036, 10927, 13741).

(7) "Ship supplier" means any person defined as such in War Food Order No. 74, as amended (9 F.R. 8002), and who holds a license under that order.

(8) "Conversion weight" means the dressed weight equivalent of the meat derived from the slaughter of calves, determined as prescribed in (e) hereof.

(9) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(10) "Director" means the Director of Marketing Services, War Food Administration.

(11) Any term not specifically defined herein shall have the meaning set forth for such term in War Food Order No. 75, as amended, *supra*.

(b) *Quantity; quality; specifications.* No Federally inspected slaughterer shall deliver meat unless he shall set aside, reserve, and hold the total amount of each week's production of veal graded "U. S. Choice", "U. S. Good", and "U. S. Commercial", obtained from calves whose carcasses weigh, with the hide off, from 60 to 275 pounds, both inclusive: *Provided, however,* That governmental agencies, authorized purchasers, contract schools, marine hospitals, maritime academies, and ship suppliers may select and purchase not to exceed 35 percent of each grade of veal so set aside, and upon the delivery or execution of contracts to deliver, to such persons or agencies, not less than 35 percent of any grade of veal so set aside, such slaughterer may deliver to any other person not in excess of 65 percent of such grade of veal.

(c) *Credits allowed on deliveries.* Subject to the provisions of paragraph (d) hereof, any set aside veal delivered to a governmental agency, authorized purchaser, contract school, marine hospital, maritime academy, or ship supplier may be credited against the requirements of paragraph (b) hereof for veal of the type and grade so delivered.

(d) *Certificates.* No set aside veal shall be delivered to any authorized purchaser, and no credit shall be allowed for any such delivery unless, within 10 days after delivery, the slaughterer obtains a certificate signed by the authorized purchaser, acknowledging receipt of the veal and containing the following: the name and address of both parties and the date of delivery; the contract num-

ber of the contract between the authorized purchaser and the governmental agency; and a statement by the authorized purchaser that the set aside veal so delivered, or an equivalent amount of set aside veal, will be or has been used in the fulfillment of such contract. The slaughterer shall enter on such certificate the conversion weight of such veal, together with a description permitting conversion in accordance with paragraph (e) hereof. The slaughterer and the authorized purchaser shall each retain a signed copy of such certificate for at least two years, and shall submit the same to the Director upon request. All statements contained in or accompanying such certificates shall be deemed representations to an agency of the United States. No person shall be entitled to rely upon any such certificate if he knows or has reasonable cause to believe it to be false.

(e) *Conversion weight.* The conversion weight of all deliveries of veal, and the conversion weight of carcasses and of cuts and trimmings derived therefrom, shall be determined by multiplying the weight thereof by the appropriate conversion factor set forth below:

Type and description of product	Conversion factor (multiplier)
Dressed carcasses hide off, and cuts, not boned, fresh (chilled) or frozen-----	1.00
Dressed carcasses hide on, fresh (chilled) or frozen-----	.90
Boned, fresh (chilled) or frozen-----	1.41

The term "boned" describes cuts from which 50 percent or more of the bone, by weight, has been removed by the process of boning, and the term "not boned" describes cuts from which none or less than 50 percent of the bone, by weight, has been removed, and primal cuts which contain no bone.

(f) *Storage; packaging.* All veal set aside, reserved, and held under this order shall be stored in such manner as to maintain the quality thereof, and shall be prepared and packaged in accordance with Army specifications.

(g) *Authorized purchasers required to redeliver.* Each authorized purchaser who receives set aside veal under the provisions of this order shall deliver all such veal, or an equivalent amount of set aside veal, to a governmental agency contract school, marine hospital, maritime academy, or ship supplier.

(h) *Allocation.* The Director may, by general order or written notice to individual slaughterers, order the allocation of veal set aside under this order to or among specific governmental agencies, authorized purchasers, contract schools, marine hospitals, maritime academies, or ship suppliers. In the absence of such allocation, slaughterers may, subject to paragraph (d) hereof, sell veal so set aside to any such persons or agencies.

(i) *Existing contracts.* The provisions of this order shall not be construed as reducing the amount of meat which any slaughterer is required to offer or to deliver under any existing contract with a governmental agency, as defined herein, or with the United States Maritime Commission.

(j) *Reports.* Every Federally inspected slaughterer shall report to the

Director concerning his production of and transactions in veal. Such reports shall be made upon such forms as the Director may require, and shall be subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(k) *Audits and inspections.* The Director shall be entitled to make such audits or inspections of the books, records and other writings, premises, supplies of livestock or stocks of meat of any person, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(l) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Director. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Director. After said review, the Director may take such action as he deems appropriate, which action shall be final.

(m) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using livestock, meat, meat products, or animal fats. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(n) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 75-4, Livestock and Meats Branch, Office of Marketing Services, War Food Administration, 5 South Wabash Avenue, Chicago 3, Illinois.

(o) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(p) *Effective date.* This order shall become effective at 12:01 a. m., e. w. t., April 29, 1945.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; WFO 75)

Issued this 27th day of April 1945.

C. W. KITCHEN,

Director of Marketing Services.

[F. R. Doc. 45-6809; Filed, Apr. 27, 1945; 12:06 p. m.]

[WFO 75-5]

PART 1410—LIVESTOCK AND MEATS

LAMB REQUIRED TO BE SET ASIDE

Pursuant to the provisions of War Food Order No. 75, as amended, and to effectuate the purposes thereof, it is hereby ordered as follows:

§ 1410.25 *Lamb required to be set aside—(a) Definitions.* (1) "Lamb" means meat derived from the carcasses of young animals of the ovine species of either sex, the maximum age limits of which are approximately twelve months.

(2) "Set aside lamb" means lamb of the type and grade required to be set aside, reserved and held under this order.

(3) "Governmental agency" means the Army, Navy, Marine Corps, or Coast Guard of the United States (excluding, for the purposes of this order, United States Army post exchanges, United States Navy ships' service departments, United States Marine Corps post exchanges, and similar organizations), War Food Administration (including but not restricted to any corporate agency thereof), the War Shipping Administration, and the Veterans' Administration.

(4) "Authorized purchaser" means:

(i) Any person who is under contract to sell or deliver set aside lamb, or products prepared in whole or part therefrom, to a governmental agency;

(ii) Any person who has delivered set aside lamb, or products prepared in whole or part therefrom, to a governmental agency, and has not replaced the set aside lamb so delivered, or contained in the products so delivered, by a purchase of set aside lamb under this order;

(iii) Any person who is authorized by the Director to purchase set aside lamb.

(5) "Contract school", "marine hospital", or "maritime academy" means any person defined as such in War Food Order No. 73, as amended (9 F.R. 10036, 10927, 13741).

(6) "Ship supplier" means any person defined as such in War Food Order No. 74, as amended (9 F.R. 8002), and who holds a license under that order.

(7) "Conversion weight" means the dressed weight equivalent of the meat derived from the slaughter of lambs, determined as prescribed in paragraph (e) hereof.

(8) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(9) "Director" means the Director of Marketing Services, War Food Administration.

(10) Any term not specifically defined herein shall have the meaning set forth for such term in War Food Order No. 75, as amended.

(b) *Quantity; quality; specifications.* No federally inspected slaughterer shall deliver meat unless he shall set aside, reserve, and hold the total amount of each week's production of lamb graded "U. S. Choice", "U. S. Good", and "U. S. Commercial" (not including yearlings or mutton), obtained from lambs whose carcasses weigh from 30 to 70 pounds dressed, both inclusive: *Provided, however, That governmental agencies, au-*

thorized purchasers, contract schools, marine hospitals, maritime academies, and ship suppliers may select and purchase not to exceed 25 percent of each grade of lamb so set aside, and upon the delivery or execution of contracts to deliver, to such persons or agencies, not less than 25 percent of any grade of lamb so set aside, such slaughterer may deliver to any other person not in excess of 75 percent of such grade of lamb.

(c) *Credits allowed on deliveries.* Subject to the provisions of paragraph (d) hereof, any set aside lamb delivered to a governmental agency, authorized purchaser, contract school, marine hospital, maritime academy, or ship supplier may be credited against the requirements of paragraph (b) hereof for lamb of the type and grade so delivered.

(d) *Certificates.* No set aside lamb shall be delivered to any authorized purchaser, and no credit shall be allowed for any such delivery unless, within 10 days after delivery, the slaughterer obtains a certificate signed by the authorized purchaser, acknowledging receipt of the lamb and containing the following: the name and address of both parties and the date of delivery; the contract number of the contract between the authorized purchaser and the governmental agency; and a statement by the authorized purchaser that the set aside lamb so delivered, or an equivalent amount of set aside lamb, will be or has been used in the fulfillment of such contract. The slaughterer shall enter on such certificate the conversion weight of such lamb, together with a description permitting conversion in accordance with paragraph (e) hereof. The slaughterer and the authorized purchaser shall each retain a signed copy of such certificate for at least two years and shall submit the same to the Director upon request. All statements contained in or accompanying such certificates shall be deemed representations to an agency of the United States. No person shall be entitled to rely upon any such certificate if he knows or has reasonable cause to believe it to be false.

(e) *Conversion weight.* The conversion weight of all deliveries of lamb, and the conversion weight of carcasses and of cuts and trimmings derived therefrom shall be determined by multiplying the weight thereof by the appropriate conversion factor set forth below:

Type and description of product	Conversion factor (multiplier)
Dressed carcasses pluck out, and cuts, not boned, fresh (chilled) or frozen.	1.00
Dressed carcasses pluck in, fresh (chilled) or frozen.	.90
Boned, fresh (chilled) or frozen.	1.41
Telescoped carcass lamb (shanks off).	1.03

The term "boned" describes cuts from which 50 percent or more of the bone, by weight, has been removed by the process of boning, and the term "not boned" describes cuts from which none or less than 50 percent of the bone, by weight, has been removed, and primal cuts which contain no bone.

(f) *Storage; packaging.* All lamb set aside, reserved, and held under this order shall be stored in such manner as to maintain the quality thereof, and shall be prepared and packaged in accordance with Army specifications.

(f) *Authorized purchasers required to redeliver.* Each authorized purchaser who receives set aside lamb under the provisions of this order shall deliver all such lamb, or an equivalent amount of set aside lamb, to a government agency, contract school, marine hospital, maritime academy, or ship supplier.

(h) *Allocation.* The Director may, by general order or written notice to individual slaughterers, order the allocation of lamb set aside under this order to or among specific governmental agencies, authorized purchasers, contract schools, marine hospitals, maritime academies, or ship suppliers. In the absence of such allocation, slaughterers may, subject to paragraph (d) hereof, sell lamb so set aside to any such person or agency.

(i) *Existing contracts.* The provisions of this order shall not be construed as reducing the amount of meat which any slaughterer is required to offer or to deliver under any existing contract with a governmental agency, as defined herein, or with the United States Maritime Commission.

(j) *Records and reports.* Every federally inspected slaughterer shall report to the Director concerning his production of and transactions in lamb. Such reports shall be made upon such forms as the Director may require, and shall be subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(k) *Audits and inspections.* The Director shall be entitled to make such audits and inspections of the books, records and other writings, premises, or supplies of livestock or stocks of meat of any person, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(l) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exception or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Director. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Director. After said review, the Director may take such action as he deems appropriate, which action shall be final.

(m) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, make any deliveries of, or using livestock, meat, meat products, or animal fats. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(n) *Communications.* All reports required to be filed hereunder and all com-

munications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 75-5, Livestock and Meats Branch, Office of Marketing Services, War Food Administration, 5 South Wabash Avenue, Chicago 3, Illinois.

(o) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(p) *Effective date.* This order shall become effective at 12:01 a. m., e. w. t., April 29, 1945.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; W.F.O. 75)

Issued this 27th day of April 1945.

C. W. KITCHEN,
Director of Marketing Services.

[F. R. Doc. 45-6810; Filed, Apr. 27, 1945; 12:06 p. m.]

TITLE 29—LABOR

Chapter VI—National War Labor Board

Appendix—Industry Commissions and Panels

NATIONAL TELEPHONE PANEL

The National War Labor Board has amended paragraph B of Section IV of the Resolution of December 29, 1944, establishing the National Telephone Panel (10 F.R. 262, Jan. 6, 1945) to read as follows:

B. *Voluntary cases.* The Panel shall have authority to make final rulings on voluntary wage and salary adjustments within its jurisdiction in those cases in which its decision is unanimous, subject to the provision of this paragraph. Any wage or salary adjustment approved by the Panel "which may furnish the basis either to increase price ceilings or to resist otherwise justifiable reductions in price ceilings," or if no price ceiling is involved, which may increase the cost to the government of a product or service being furnished under a procurement contract, shall become effective only if also approved by the Director of Economic Stabilization. Notice to this effect shall be contained in all rulings requiring this approval which are issued by the Panel. The authority of the Panel to make final rulings shall not, however, extend to cases in which (1) the decision is not unanimous and a member of the Panel requests that the case be submitted to the National War Labor Board for a ruling; (2) the issue involved is one affecting national policy, or (3) the approval of the Director of Economic Stabilization is required, as hereinabove set forth. In all such cases the Panel shall through the Chairman or Vice-Chairman of the Panel, submit its recommendation to the Board for final ruling.

Approved: April 23, 1945.

THEODORE W. KHEEL,
Executive Director.

[F. R. Doc. 45-6747; Filed, Apr. 27, 1945; 11:21 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—War Production Board

AUTHORITY: Regulations in this chapter, unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 177; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; W.P.B. Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64.

PART 1010—SUSPENSION ORDERS

[Suspension Order S-756]

J. HERMAN CO.

J. Herman, doing business under the firm name and style of J. Herman Company, at 1340 East Vernon Avenue, Los Angeles, California, is engaged in construction work primarily in installing heating and air conditioning systems including the making of air ducts and vents used in connection therewith, as well as sheet metal units, and servicing such installations. Between November 11, 1943 and July 10, 1944, the respondent placed orders for approximately 37,075 pounds of carbon steel without having received related allotments or other authorizations from the War Production Board, in violation of CMP Regulation No. 1. These violations were wilful and have diverted critical materials to uses not authorized by the War Production Board, and have hampered and impeded the war effort of the United States. In view of the foregoing, it is hereby ordered, that:

§ 1010.756 *Suspension Order No. S-756.* (a) From the effective date of this order and until specifically authorized in writing by the War Production Board pursuant to applications made under CMP Regulation No. 1, as amended from time to time, for allotments of controlled materials, J. Herman shall not place orders for controlled materials to produce Class B products or to render services as a Class B producer as defined by CMP Regulation No. 1.

(b) For a period of sixty (60) days from the effective date of this order, J. Herman shall not use controlled materials in the manufacture of products, except to fill orders of or contracts with the Army, Navy, the Maritime Commission, the N. H. A., or any other governmental department or agency of the United States.

(c) The restrictions and prohibitions contained herein shall apply to J. Herman, doing business as J. Herman Company or under any other name, his successors or assigns and persons acting in his behalf. Prohibitions against taking any action include the taking indirectly as well as directly of any such action.

(d) Nothing contained in this order shall be deemed to relieve J. Herman, doing business as J. Herman Company or otherwise, his successors or assigns, from any restriction, prohibition, or provision, contained in any other order or regulation of the War Production Board, except insofar as the same may be inconsistent with the provisions of this order.

(e) This order shall take effect on April 27, 1945.

Issued this 17th day of April 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-6755; Filed, Apr. 27, 1945;
11:39 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-762, Stay of Execution]

BANNER BED CO.

Banner Bed Company, a corporation located at 3622 South Morgan Street, Chicago, Illinois, engaged in the manufacture and sale of metal cots, bunks, beds and bedsprings is appealing from the provisions of Suspension Order No. S-762 and has requested a stay on the ground that irreparable harm would be done its business if the suspension order were not stayed. The Chief Compliance Commissioner has directed that the provisions of Suspension Order S-762 be stayed, subject to reinstatement, pending final determination of the appeal or until further order by the Chief Compliance Commissioner or his Deputy. In view of the foregoing, *It is hereby ordered, That:*

The provisions of Suspension Order No. S-762, issued April 13, 1945, and effective April 20, 1945, are hereby stayed, subject to reinstatement, pending final determination of the appeal or until further order by the Chief Compliance Commissioner or his Deputy.

Issued this 26th day of April 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-6719; Filed, Apr. 26, 1945;
4:51 p. m.]

PART 1226—GENERAL INDUSTRIAL EQUIPMENT

[Conservation Order M-28, Revocation]

DICHLORODIFLUOROMETHANE

Section 1226.27 *Conservation Order M-28* is revoked. This revocation does not affect any liabilities incurred under the order.

Issued this 26th day of April 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-6715; Filed, Apr. 26, 1945;
4:51 p. m.]

PART 1226—GENERAL INDUSTRIAL EQUIPMENT

[Conservation Order M-23-a, Revocation]

MONOCHLORODIFLUOROMETHANE

Section 1226.28 *Conservation Order M-23-a* is revoked. This revocation does not affect any liabilities incurred under the order.

Issued this 26th day of April 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-6716; Filed, Apr. 26, 1945;
4:51 p. m.]

PART 3133—PRINTING AND PUBLISHING
[General Limitation Order L-188, Revocation]

LOOSE-LEAF METAL PARTS AND UNITS, AND
MECHANICAL BINDINGS

Section 3133.45 *General Limitation Order L-188* is hereby revoked. This revocation does not affect any liability incurred under this order.

Issued this 26th day of April 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-6718; Filed, Apr. 26, 1945;
4:52 p. m.]

PART 3296—SAFETY AND TECHNICAL EQUIPMENT

[General Limitation Order L-238, Revocation]

SUN GLASSES

Section 3296.76 *General Limitation Order L-238* is hereby revoked. This revocation does not affect any liabilities incurred under the order. The manufacture and delivery of Sun Glasses remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 26th day of April 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-6717; Filed, Apr. 26, 1945;
4:52 p. m.]

PART 3302—SERVICE EQUIPMENT

[Limitation Order L-29, Revocation]

METAL SIGNS

Section 3302.1 *Limitation Order L-29* is revoked. This revocation does not affect any liabilities incurred under the order. The manufacture and delivery of metal signs remain subject to all other applicable regulations and orders of the War Production Board.

Issued this 26th day of April 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-6713; Filed, Apr. 26, 1945;
4:51 p. m.]

PART 4501—COMMUNICATIONS

[Utilities Order U-6, Revocation]

Section 4501.21 *Utilities Order U-6* is hereby revoked. This revocation does not affect any liabilities incurred under the order.

Issued this 26th day of April 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-6714; Filed, Apr. 26, 1945;
4:51 p. m.]

PART 4501—COMMUNICATIONS
[Utilities Order U-8, Revocation]

ORDER LIMITING THE MANUFACTURE OF
TELEPHONES

Section 4501.26 *Utilities Order U-8* is hereby revoked. This revocation does not affect any liabilities incurred under the order.

Issued this 26th day of April 1945.

WAR PRODUCTION BOARD,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 45-6712; Filed, Apr. 26, 1945;
4:51 p. m.]

Chapter XI—Office of Price Administration

PART 1382—HARDWOOD LUMBER
[RMFR 97, Amdt. 18]

SOUTHERN HARDWOOD LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 97 is amended in the following respects:

(b) STANDARD SPECIAL WIDTHS AND LENGTHS—TOUGH ASH [SEE NOTES UNDER THIS TABLE FOR CONDITIONS UNDER WHICH THESE ADDITIONS ARE PERMITTED]

Width and/or length	Grade	Maximum additions to maximum prices established in § 1382.112 for tough ash lumber in corresponding standard grades and same thicknesses
10' and longer.....	No. 1 Common and Better.....	\$5.00
12' and longer.....	No. 1 Common and Better.....	10.00
14' and 16' or all one length 10' to 14'.....	No. 1 Common and Better.....	15.00
A combination of 2 lengths in the range 8' to 16' except the combination of 14' and 16'.....	No. 1 Common and Better.....	10.00
A combination of 3 lengths in the range 8' to 16' except the combination of 12', 14' and 16'.....	No. 1 Common and Better.....	5.00
All 8'.....	No. 1 Common and Better.....	10.00
All 16'.....	No. 1 Common and Better.....	20.00
8' or 6' and wider; standard lengths.....	No. 1 Common and Selects or No. 1 Common; No. 2 Common; No. 3 Common.....	2.00
7' and wider, standard lengths.....	No. 1 Common and Better.....	10.00
8' and wider, standard lengths.....	No. 1 Common and Better.....	15.00
9' and wider, standard lengths.....	No. 1 Common and Better.....	20.00
10' and wider, standard lengths.....	No. 1 Common and Better.....	25.00
11' and wider, standard lengths.....	No. 1 Common and Better.....	30.00
12' and wider, standard lengths.....	No. 1 Common and Better.....	35.00
13' and wider, standard lengths.....	No. 1 Common and Better.....	40.00
14' and wider, standard lengths.....	No. 1 Common and Better.....	45.00

The additions provided for in this subdivision (b) shall be permitted only on the following conditions:

1. The purchaser's original inquiry or order covering the lumber desired must specifically state the "special" widths and/or lengths required. This original inquiry or order must be made a part of the seller's order file covering the particular transaction. This order file must also contain whatever correspondence passed between the purchaser and the seller in the particular transaction, together with a copy of the order as finally entered. In other words, this order file must show that the purchaser has not accepted lumber of specifications other than originally desired

1. In § 1382.101, paragraph (b) is deleted.

2. In § 1382.106, paragraph (d) is deleted.

3. In § 1382.112 (b), subparagraph (1) is amended to read as follows:

(1) TOUGH ASH

Thickness (inch)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1.....	\$83.50	\$50.50	\$36.00	\$22.50
1 1/4.....	89.00	56.00	37.00	23.50
1 1/2.....	97.00	67.00	38.00	23.50
2.....	105.50	78.00	39.00	24.50
2 1/4.....	122.00	83.50	40.00	
3.....	133.00	94.50	42.00	

4. In § 1382.112 (b) (1), subdivision (i) is amended to read as follows:

(i) *Tough ash specialty establishments.* Where tough ash lumber is shipped to the purchaser out of the stocks of a tough ash specialty establishment, rather than directly from the mill which produced the lumber from the log, the following additions may be made to the prices set out above:

(a) FAS.....\$15 per 1,000 ft.
No. 1 Common and Selects or No. 1 Common.....\$10 per 1,000 ft.
No. 2 Common.....\$5 per 1,000 ft.

of this section relating to deduction for green, addition for kiln drying, mill working, miscellaneous additions, and custom kiln-drying and milling are applicable to the price schedules set forth in this subdivision (b).

Effect on special prices. The maximum prices mentioned in this subdivision (b) supersede the maximum prices for like material previously authorized for individual sellers under the special pricing provisions of this regulation.

5. In § 1382.112 (b), subparagraphs (2) through (18), subparagraph (20), subparagraphs (22) through (31), and subparagraphs (33) and (34) are amended as follows:

(2) ASH (OTHER THAN TOUGH ASH)

Thickness (inch)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1.....	\$57.00	\$43.00	\$35.00	\$23.50
1 1/4.....	59.50	45.00	36.00	24.50
1 1/2.....	59.50	45.00	37.00	24.50
2.....	61.50	47.50	37.00	26.00
2 1/4.....	62.50	48.50	37.00	
3.....	66.00	51.50	38.00	

(3) BASSWOOD

Thickness (inch)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1.....	\$71.50	\$49.50	\$36.00	\$23.50

(4) BEECH

Thickness (inch)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3A Common	Box grade	No. 3B Common
1 1/2.....	\$43.00	\$35.00	\$27.00			
5/8.....	48.00	39.50	30.00			
3/4.....	54.00	44.00	33.00			
1.....	61.50	50.50	37.00	\$31.00	\$26.00	\$21.50
1 1/4.....	64.00	53.00	38.00	32.00	27.00	22.50
1 1/2.....	66.00	55.00	39.00	33.00	28.00	22.50
2.....	70.50	58.50	41.00	34.00	29.00	23.50

(5) COTTONWOOD

Thickness (inch)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1 1/2.....	\$38.50	\$34.00	\$28.00	
5/8.....	43.00	38.50	31.00	
3/4.....	47.50	42.00	34.00	
1.....	55.00	48.50	38.00	\$23.50
1 1/4.....	57.00	49.50	40.00	24.50
1 1/2.....	57.00	49.50	40.00	24.50
2.....	57.00	49.50	40.00	26.00
1 (13" and wider).....	61.50			

(6) ELM

Thickness (inch)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1 1/2.....	\$37.50	\$29.50	\$26.00	
5/8.....	42.00	34.00	29.00	
3/4.....	47.50	37.50	31.00	
1.....	54.00	43.00	35.00	\$23.50
1 1/4.....	56.00	45.00	36.00	24.50
1 1/2.....	56.00	45.00	37.00	24.50
2.....	58.50	47.50	37.00	26.00
2 1/4.....	59.50	48.50	37.00	
3.....	62.50	51.50	38.00	

(7) BLACK GUM—QUARTERED

Thickness (inch)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1.....	\$65.00	\$54.00	\$37.00	\$23.50
1 1/4.....	67.00	56.00	38.00	24.50
1 1/2.....	69.50	58.50	38.00	24.50
2.....	75.00	64.00	40.00	26.00
2 1/2.....	83.50	67.00	45.50	
3.....	89.00	72.50	48.50	

and that the seller is not in violation of any of the provisions of § 1382.105—Prohibited Practices—of this regulation.

2. A shipment of any "special" item, the price for which includes any addition provided for in this subdivision, must contain no other stock of the same species, grade, and thickness, and each special item must be invoiced at only one price. According to the National Hardwood Lumber Association Rules for the Measurement and Inspection of Hardwood Lumber, all width and length specifications are inclusive.

(See examples under notes following tables in § 1382.112 (i) (1) and (2))

Additions and adjustments. The provisions of paragraphs (d), (e), (f), (g) and (h)

(8) BLACK GUM—PLAIN

Thickness (inch)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
5/8	\$50.50	\$39.50	\$26.00	
3/4	51.50	40.50	28.00	
1	61.50	50.50	35.00	\$23.50
1 1/4	64.00	53.00	37.00	24.50
1 1/2	67.00	56.00	37.00	24.50
2	72.50	61.50	40.00	26.00

(9) RED GUM—QUARTERED

1	\$112.00	\$62.50	\$41.00	\$23.50
1 1/4	116.50	72.50	42.00	24.50
1 1/2	116.50	76.00	42.00	24.50
2	120.00	78.00	46.50	26.00
2 1/2	122.00	83.50		
3	127.50	89.00		

(10) RED GUM—PLAIN

5/8	\$78.00	\$48.50	\$30.00	
3/4	89.00	53.00	35.00	
1	108.00	58.50	41.00	\$23.50
1 1/4	111.00	69.50	41.00	24.50
1 1/2	111.00	70.50	41.00	24.50
2	113.50	72.50	45.50	26.00

(11) SAP GUM—QUARTERED

1	\$72.50	\$57.00	\$37.00	\$23.50
1 1/4	78.00	65.00	38.00	24.50
1 1/2	80.50	66.00	38.00	24.50
2	83.50	67.00	42.00	26.00
2 1/2	89.00	73.50	45.50	
3	92.50	78.00	50.50	

(12) SAP GUM—PLAIN

5/8	\$53.00	\$43.00	\$28.00	
3/4	57.00	45.00	30.00	
1	68.00	53.00	35.00	\$23.50
1 1/4	72.50	58.50	36.00	24.50
1 1/2	76.00	61.50	36.00	24.50
2	81.50	64.00	39.00	26.00
1 (13" and wider)	75.00			
1 1/4 (13" and wider)	80.50			

(13) HACKBERRY

Thickness (inch)	LogRun	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
5/8	\$32.00				
3/4	36.50				
1	44.00	\$54.00	\$43.00	\$35.00	\$23.50
1 1/4	45.00	56.00	45.00	36.00	24.50
1 1/2	46.00	56.00	45.00	37.00	24.50
2	47.00	58.50	47.50	37.00	26.00
2 1/2	59.50		48.50	37.00	
3	62.50		51.50	38.00	

(14) HICKORY

Thickness (inch)	LogRun	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1	\$44.00	\$68.00	\$47.50	\$31.00	\$22.50
1 1/4	46.00	70.50	49.50	32.00	23.50
1 1/2	49.00	73.50	54.00	40.00	23.50
2	52.50	79.00	55.00	40.00	24.50

(15) MAGNOLIA

Thickness (inch)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1	\$82.50	\$58.50	\$43.50	\$23.50
1 1/4	87.00	61.50	45.50	24.50
1 1/2	87.00	61.50	45.50	24.50
2	90.00	62.50	46.50	26.00
2 1/2	95.50	68.00	47.50	
3	101.00	73.50	48.50	

(16) SOFT MAPLE—WHAD

Thickness (inch)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1 1/4	\$50.50	\$43.00	\$27.00	
3/4	57.00	48.50	30.00	
1	64.00	54.00	33.00	
1 1/4	73.50	62.50	37.00	\$23.50
1 1/2	76.00	65.00	39.00	24.50
2	79.00	68.00	39.00	24.50
2 1/2	82.50	71.50	42.00	26.00
3	84.50	73.50	42.00	
3 1/2	90.00	79.00	43.50	

(17) SOFT MAPLE—WHIND

1 1/4	\$42.00	\$34.00	\$27.00	
3/4	47.50	38.50	30.00	
1	53.00	43.00	33.00	
1 1/4	60.50	49.50	37.00	\$23.50
1 1/2	64.00	53.00	39.00	24.50
2	66.00	55.00	39.00	24.50
2 1/2	70.50	59.50	42.00	26.00
3	76.00	65.00	42.00	
3 1/2	82.50	71.50	43.50	

(18) RED OAK—QUARTERED

Thickness (inch)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	Sound Wormy	No. 3A Common	No. 3B Common
1 1/4	\$53.00	\$36.50	\$28.00	\$23.50	\$22.50	\$16.50
3/4	60.50	42.00	31.00	27.00	26.00	18.50
1	67.00	46.00	34.00	29.00	28.00	19.50
1 1/4	78.00	53.00	39.00	33.00	32.00	21.50
1 1/2	89.00	58.50	41.00	39.00	32.00	21.50
2	94.50	62.50	42.00	41.00	32.00	21.50
2 1/2	105.50	68.00	43.50	45.50	32.00	21.50

(20) WHITE OAK—QUARTERED

1 1/4	\$75.00	\$46.00	\$28.00	\$23.50	\$22.50	\$16.50
3/4	84.50	51.50	32.00	27.00	26.00	18.50
1	95.50	58.50	35.00	29.00	28.00	19.50
1 1/4	116.50	72.50	40.00	33.00	32.00	21.50
1 1/2	122.00	72.50	42.00	39.00	32.00	21.50
2	127.50	78.00	43.50	41.00	32.00	21.50
2 1/2	144.00	89.00	45.50	45.50	32.00	21.50
3	155.00	100.00				
3 1/2	171.50	111.00				

(22) SWEET PECAN

Thickness (inch)	FAS	No. 1 Common	No. 2 Common	No. 3 Common
1	\$67.00	\$46.00	\$30.00	\$22.50
1 1/4	69.50	48.50	31.00	23.50
1 1/2	72.50	53.00	39.00	23.50
2	78.00	54.00	39.00	24.50

(23) YELLOW POPLAR—QUARTERED

Thickness (inch)	FAS	Saps and Selects	No. 1 Common and Selects or No. 1 Common	No. 2A Common	No. 2B Common	No. 3 Common
1	\$84.50	\$70.50	\$57.00	\$42.00	\$36.00	\$23.50
1 1/4	90.00	77.00	60.50	45.50	37.00	24.50
1 1/2	95.50	79.00	64.00	46.50	37.00	24.50
2	106.50	82.50	68.00	48.50	40.00	26.00

(24) YELLOW POPLAR—PLAIN

5/8	\$62.50	\$57.00	\$40.50	\$28.00	\$24.50	
3/4	70.50	60.50	45.00	35.00	26.00	
1	79.00	65.00	54.00	42.00	36.00	\$23.50
1 1/4	84.50	70.50	57.00	45.50	37.00	24.50
1 1/2	90.00	73.50	60.50	46.50	37.00	24.50
2	101.00	77.00	65.00	48.50	40.00	26.00

(25) SYCAMORE—QUARTERED

Thickness (inch)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
5/8	\$59.50	\$48.50	\$37.00	
3/4	59.50	48.50	37.00	
1	65.00	54.00	42.00	\$23.50
1 1/4	67.00	56.00	42.00	24.50
1 1/2	68.00	57.00	42.00	24.50
2	73.50	60.50	42.00	26.00

(26) SYCAMORE—PLAIN

5/8	\$53.00	\$42.00	\$30.00	
3/4	53.00	42.00	30.00	
1	58.50	47.50	33.00	\$23.50
1 1/4	60.50	49.50	35.00	24.50
1 1/2	62.50	51.50	35.00	24.50
2	67.00	55.00	35.00	26.00

(27) TUPELO—QUARTERED

1	\$65.00	\$54.00	\$37.00	\$23.50
1 1/4	67.00	56.00	38.00	24.50
1 1/2	69.50	58.50	38.00	24.50
2	75.00	64.00	40.00	26.00
2 1/2	83.50	67.00	45.50	
3	89.00	72.50	48.50	

(28) TUPELO—PLAIN

5/8	\$50.50	\$39.50	\$26.00	
3/4	51.50	40.50	28.00	
1	61.50	50.50	35.00	\$23.50
1 1/4	64.00	53.00	37.00	24.50
1 1/2	67.00	56.00	37.00	24.50
2	72.50	61.50	40.00	26.00

(29) WILLOW

1	\$67.00	\$51.50	\$37.00	\$23.50
1 1/4	69.50	54.00	38.00	24.50
1 1/2	73.50	57.00	38.00	24.50
2	76.00	57.00	38.00	26.00

(30) BOX BOARDS

Species	Thickness (inch)	Width (inches)	
		13-17	9-12
Sap gum	1	\$75.00	\$68.00
Cottonwood	1	68.00	59.50

(31) STRIPS

Species	Manufacture	Thickness (inch)	Width (inches)	Grade	
				Clear	No. 1 Common
White oak	Quartered	1	2 to 5 1/2	\$75.00	\$50.50
Red oak	Quartered	1	2 to 5 1/2	66.00	44.00

(33) FIGURED WOOD

Species	Manufacture	Thickness (inch)	Grade	
			FAS	No. 1 Common and Selects or No. 1 Common
Red gum	Quartered	1	\$122.00	\$65.00
Red gum	Plain	1	111.00	59.50

(34) PANEL AND WIDE NO. 1

Species	Width (inches)	Price
Sap gum	18 and wider	\$78.00
Cottonwood	18 and wider	87.00

6. In § 1382.112 (b), subparagraph (35)—White Oak or Red Oak—Structural Stock or Sound Square Edge, the note entitled *Prices for specific sizes not in schedule*, is amended to read as follows:

Prices for specific sizes not in schedule: The maximum price for material of a length not included in this schedule shall be determined by adding to the maximum price for the next shorter length the proportionate amount of the difference between the maximum price of such next shorter length and the maximum price of the next longer length.

In the case of any item thicker than 2", for which the thickness or the width is not included in the schedule, the maximum price shall be the maximum price for the material of the next greater thickness or width.

The maximum prices set forth above supersede the maximum prices for like material authorized for individual sellers under the special pricing provisions of this regulation.

7. In § 1382.112 (b), subparagraph (36) White Oak or Red Oak—Freight Car Stock, Common Dimension, Mine Car Lumber, the note entitled *Prices for specific sizes not in schedule* is amended to read as follows:

Prices for specific sizes not in schedule. The maximum price for material of a length not included in this schedule shall be determined by adding to the maximum price for the next shorter length the proportionate amount of the difference between the maximum price of such next shorter length and the maximum price of the next longer length.

In the case of any item thicker than 2", for which the thickness or the width is not included in the schedule, the maximum price shall be the maximum price for the material of the next greater thickness or width.

The maximum prices set forth above supersede the maximum prices for like material authorized for individual sellers under the special pricing provisions of this regulation.

8. In § 1382.112 (c), subparagraph (1) is amended to read as follows:

(c) *Maximum prices for dunnage* (1) The maximum rail-delivered price for 1,000 feet of dunnage lumber shall be as follows:

Delivered at:	Maximum delivered price
Baltimore, Md.	\$33.00
Beaumont, Tex.	22.50
Boston, Mass.	37.00
Charleston, S. C.	23.50
Corpus Christi, Tex.	23.50
Galveston, Tex.	23.50
Gulfport, Miss.	22.50
Houston, Tex.	23.50
Jacksonville, Fla.	23.50
Lake Charles, La.	22.50
Mobile, Ala.	22.50
Morgan City, La.	22.50
Newark, N. J.	35.00
New Orleans, La.	22.50
New York, N. Y.	35.00
Pensacola, Fla.	23.50
Philadelphia, Pa.	34.00
Port Arthur, Tex.	23.50
Portsmouth, Va.	27.00
Savannah, Ga.	23.50
Tampa, Fla.	26.00

9. In § 1382.112, paragraph (f) is amended to read as follows:

(f) Mill working additions. (See note below.)

	Less than 1", 1" and 1 1/4" thick	1 1/2" thick	Thicker than 1 1/2", to 3" thick
Resawing 1 line	\$3.00	\$2.50	
Resawing 2 lines	5.50	4.50	
Surfacing 1 or 2 sides	2.50	2.25	\$2.25
Surfacing 2 sides and resawing	5.00	4.25	
Resawing and surfacing 1 or 2 sides	5.50	4.75	
Surfacing 3 or 4 sides or 1 side and 1 edge	4.00	3.50	3.50

NOTE: Minimum requirements for surfacing for which the above additions may be made are the requirements of "hit or miss" dressing set out in the applicable NHLA rules.

10. In § 1382.112, paragraph (g) is amended to add a new subparagraph (7) to read as follows:

(7) *Staking and bulkheading open top cars.* When a purchase order issued by

(1) STANDARD SPECIAL WIDTHS AND LENGTHS—ALL HARDWOOD SPECIES (EXCEPT FOR TOUGH ASH SPECIALTY ESTABLISHMENTS AND AS OTHERWISE PROVIDED IN SUBPARAGRAPH (2) BELOW.) (SEE THE NOTES UNDER SUBPARAGRAPH (2) BELOW FOR THE CONDITIONS UNDER WHICH THESE ADDITIONS ARE PERMITTED.)

Width and/or length	Grade	Maximum additions to maximum prices established in § 1382.112 for lumber in corresponding standard grades and same thicknesses
5" or 6" and wider; standard lengths	No. 1 Common and Selects or No. 1 Common; No. 2 Common; No. 3 Common.	\$2.00
8' and longer	No. 1 Common and Selects or No. 1 Common; No. 2 Common; No. 3 Common.	1.00
10' and longer; or 12' and longer	No. 2 Common; No. 3A Common; No. 3 Common.	2.00
All 14' to 16' or all one length 10' to 14'	No. 2 Common; No. 3A Common; No. 3 Common.	4.00
All 16'	No. 2 Common; No. 3A Common; No. 3 Common.	5.00
8" and wider; standard lengths	No. 2 Common; No. 3A Common; No. 3 Common.	4.00
10" and wider; standard lengths	No. 2 Common; No. 3A Common; No. 3 Common.	5.00
12" and wider; standard lengths	No. 2 Common; No. 3A Common; No. 3 Common.	6.00
All 10' to 16' or all 10'	No. 1 Common and Better	3.00
All 12' to 16'	No. 1 Common and Better	6.00
All 12' and 14' or all 12'	No. 1 Common and Better	8.00
All 14' and 16' or all 14'	No. 1 Common and Better	10.00
All 16'	No. 1 Common and Better	15.00
7" and wider; standard lengths	No. 1 Common and Better	2.50
8" and wider; standard lengths	No. 1 Common and Better	5.00
9" and wider; standard lengths	No. 1 Common and Better	7.50
10" and wider; standard lengths	No. 1 Common and Better	10.00
12" and wider; standard lengths	No. 1 Common and Better	15.00
For each additional inch over 12" and wider	No. 1 Common and Better	2.50
Step Plank	No. 1 Common and Better	15.00

(2) STANDARD SPECIAL WIDTHS—COTTONWOOD; BLACK GUM—PLAIN; RED GUM—PLAIN; SAP GUM—PLAIN; YELLOW POPLAR—PLAIN; TUPELO—PLAIN; MAGNOLIA; AND WILLOW. (SEE NOTE UNDER THIS PARAGRAPH FOR CONDITIONS UNDER WHICH THESE ADDITIONS ARE PERMITTED.)

Widths	Grade	Maximum additions to maximum prices established in § 1382.112 for lumber in corresponding standard grades and same thicknesses
7" and wider; standard lengths	No. 1 Common and Better	\$4.00
8" and wider; standard lengths	No. 1 Common and Better	5.00
9" and wider; standard lengths	No. 1 Common and Better	5.50
10" and wider; standard lengths	No. 1 Common and Better	6.00
11" and wider; standard lengths	No. 1 Common and Better	6.50
12" and wider; standard lengths	No. 1 Common and Better	7.00
13" and wider; standard lengths	No. 1 Common and Better	8.00
14" and wider; standard lengths	No. 1 Common and Better	9.00
15" and wider; standard lengths	No. 1 Common and Better	10.00
16" and wider; standard lengths	No. 1 Common and Better	12.00
17" and wider; standard lengths	No. 1 Common and Better	14.00
18" and wider; standard lengths	No. 1 Common and Better	16.00
20" and wider; standard lengths	No. 1 Common and Better	18.00

any government agency requires that lumber thinner than 5" be shipped in open top cars, a charge of \$7.50 per car may be made for material and labor involved in staking, wiring and separating. A further addition of \$7.00 covering all materials and labor, may also be charged for each bulkhead required by and made in conformity with the specifications of the Mechanical Division of the Association of American Railroads.

11. Section 1382.112 is amended to add a new paragraph (i) to read as follows:

(i) *Maximum prices for Southern hardwood lumber in "special" grades and items.* Standard special widths and lengths. The maximum f. o. b. mill price for 1,000 feet of Southern hardwood lumber in the species and in the "standard special" widths and lengths listed below shall be as follows:

The above additions shall be permitted only on the following conditions:

1. The purchaser's original inquiry or order covering the lumber desired must specifically state the "special" widths and/or lengths required. This original inquiry or order must be made a part of the seller's order file covering the particular transaction. This order file must also contain whatever correspondence passed between the purchaser and the seller in the particular transaction, together with a copy of the order as finally entered. In other words, this order file must show that the purchaser has not accepted lumber of specifications other than originally desired and that the seller is not in violation of any of the provisions of § 1382.105—Prohibited Practices—of this regulation.

2. A shipment of any "special" item, the price for which includes any addition provided for in this subdivision, must contain no other stock of the same species, grade and thickness and each special item must be invoiced at only one price. According to the National Hardwood Lumber Association Rules for the Measurement and Inspection of Hardwood Lumber, all width and length specifications are inclusive. For example:

a. A shipment against a "special" item specification, for instance for "8" and wider," or "8" and longer," or a combined width and length such as "8" and wider, 8' and longer", must contain no widths and/or lengths under the minimums specified and must contain all standard widths and/or lengths for the grade over the minimums specified.

b. A shipment against a "special" item specification priced under this paragraph (1) must not contain, or be invoiced to show, any other item in the same species of the same grade and thickness.

Example: 15,000' BM 4/4" No. 1 Com. & Sel. Sap Gum-Plain, 8" and wider, standard lengths, could not be shipped as

9,000' 4/4" No. 1 Com. & Sel. Sap Gum 8" width, standard lengths @ \$58.00 and the various quantities of the other wider widths in the shipment billed as such at the "special" item prices in this section.

c. A shipment against a standard grade specification must not contain, or be invoiced to show, any "special" item of the same species, grade, and thickness which is priced under this subsection.

Example: An order for 15,000 feet BM 4/4" No. 1 Common and Selects Sap Gum-Plain could not be shipped as

10,000' 4/4" No. 1 Com. & Sel. Sap Gum @ \$53.00
5,000' 8" & wider @ \$58.00.

NOTE: In each case the order specification is all inclusive with respect to the stock to be shipped.

Additions and adjustments. The provisions of paragraphs (d), (e), (f), (g) and (h) of this section relating to deduction for green, additions for kiln drying, mill working, miscellaneous additions, and custom kiln drying and milling are applicable to the price schedules set forth in this subsection (i).

Effect on special prices. The maximum prices mentioned in this subsection (i) supersede the maximum prices

for like material previously authorized for individual sellers under the special pricing provisions of this regulation.

This amendment shall become effective May 1, 1945.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 26th day of April 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-6759; Filed, Apr. 27, 1945;
11:48 a. m.]

PART 1340—FUEL

[RMFR 436, Amdt. 13]

CRUDE PETROLEUM, AND NATURAL AND PETROLEUM GAS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 436 is amended in the following respects:

1. Section 10 (a) is amended by adding subparagraph (6) to read as follows:

(6) *Midway.* On and after April 1, 1945, the maximum price at the receiving tank for crude petroleum of 40° API gravity and above produced in the Midway field, Lafayette County, Arkansas, shall be \$1.18 per barrel with a 2-cent per degree differential down to 86 cents for below 25°.

2. Section 10 (e) is amended by adding subparagraph (2) to read as follows:

(2) *Butler County.* On and after April 1, 1945, the maximum price at the receiving tank for crude petroleum produced in Butler County, Kentucky, shall be a flat price of \$1.37 per barrel for all gravities.

3. Section 10 (n) (19) is amended by redesignating the "Esperson" field, Liberty County, Texas, to read "Esperson (35° and above)", Liberty County, Texas.

This amendment shall become effective May 2, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-6757; Filed, Apr. 27, 1945;
11:47 a. m.]

PART 1381—SOFTWOOD LUMBER

[RMFR 26, Amdt. 12]

DOUGLAS FIR AND OTHER WEST COAST LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith,

18 F.R. 7670, 9519, 11508, 12315, 12406, 16249;
9 F.R. 1016, 3513, 4227, 7505, 9720, 11112, 12537.

has been filed with the Division of the Federal Register.

In section 5 of Revised Maximum Price Regulation 26 a new paragraph (d) is added to read as follows:

(d) *Temporary adjustment in maximum prices of boards priced in Table 1.* (1) The following adjustments in maximum prices may be made by mills subject to and in compliance with the requirements of W. P. B. Direction No. 1-a to Order L-335, effective April 25, 1945, so long as they are granted no exemption from the requirement of manufacturing a total of 65 percent of their expected monthly production in boards and dimension. All prices in Table 1, except for No. 4 boards (and for paragraphs 285 and 289 for which no addition is permitted) may be increased \$4.50 per M'BM. Prices for No. 4 boards may be increased \$3.50 per M'BM.

(2) Any mill granted relief under section (c) (2) of W. P. B. Direction No. 1-a to the extent of being permitted to manufacture less than 65 percent of its expected monthly production in boards and dimension, may charge those adjusted maximum prices only for thirty days after the effective date of the W. P. B. relief unless it files an application for price adjustment with the O. P. A. District Office in Portland, Oregon, in the manner described below, in which case it may continue to charge the adjusted maximum prices for a further period (not to exceed thirty days) pending action by the O. P. A. District Director in Portland. The O. P. A. District Director may grant an adjustment in the basic maximum prices, but not to exceed the amount of adjustment in paragraph (1) above, as is necessary to enable the mill to meet its total costs of production while operating under the terms of relief granted by the W. P. B.

(3) An application for relief under paragraph (2) shall contain the following information:

(i) Operating cost statements for the first calendar quarter of 1944 and for the third calendar quarter of 1944 submitted on O. P. A. forms 675-994 and containing the information called for on that form.

(ii) Production out-turn by grade and thickness for the first calendar quarter of 1944 and for the third calendar quarter of 1944 submitted on O. P. A. forms 675-2036, and containing the information called for on Schedule III of that form.

(iii) Detailed estimates, or actual experience, of the changes in cost and changes in grade and size out-turn from those for the third quarter of 1944, which will result or have resulted from complying with the decision granting relief under W. P. B. Direction 1-a.

(iv) The O. P. A. District Office may at any time request applicants to submit additional information and failure to submit such additional information within 20 days after it is requested shall automatically suspend the right of the applicant to charge any adjusted maximum price in effect at the time.

(4) This section 5 (d) shall cease to be effective on whatever date W. P. B. Direc-

tion 1-a to Order L-335 is withdrawn or modified.

This amendment shall become effective as of April 25, 1945.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 26th day of April 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-6707; Filed, Apr. 26, 1945;
4:17 p. m.]

PART 1389—APPAREL

[MPR 570, Amdt. 2]

WOMEN'S, MISSES' AND CHILDREN'S UNDERWEAR, NIGHTWEAR AND NEGLIGEE GARMENTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 570 is amended in the following respects:

1. Section 2 (a) is amended to read as follows:

(a) *Manufacturers who delivered garments during both March and April 1942.* If you delivered garments during both March and April 1942, your base period is March and April 1942. However, if your deliveries in March and April 1942 in categories 100-120 consisted exclusively of garments made of cotton flannel, you may, if you wish, use October and November 1941 as your base period for those categories instead of March and April 1942. If you use October and November 1941 as your base period, substitute these months wherever the terms "base period" or "March and April 1942" appear in this regulation.

2. Section 16 (d) (1) is amended to read as follows:

(1) A manufacturer, may, at his option, deliver prior to March 17, 1945, at prices no higher than the maximum prices established under the General Maximum Price Regulation, any garments which were put into process on or before February 10, 1945, out of materials on hand or in transit on January 22, 1945. However, if you are a manufacturer of tufted, shag or chenille garments made of fabrics to which you applied the carded yarn tufting, you may, at your option, deliver prior to May 9, 1945, at prices no higher than the maximum prices established under the General Maximum Price Regulation, any garments which were in process on February 10, 1945 or which are made of materials which were partially converted into tufted, shag or chenille fabrics by you on January 15, 1945, but the processing of which garments or fabrics could not be completed prior to March 17, 1945 because of the restrictions imposed on the production of tufted, shag or chenille

fabrics or products by WPB Order M-317, Direction 9.

This amendment shall become effective April 26, 1945.

Issued this 26th day of April 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-6709; Filed, Apr. 26, 1945;
4:38 p. m.]

PART 1400—TEXTILE FABRICS: COTTON, WOOL, SILK, SYNTHETICS AND ADMIXTURES

[MPR 39, Amdt. 8]

WOVEN DECORATIVE FABRICS

A statement of the considerations involved in the issuance of this Amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Paragraph (c) of § 1400.157 is amended to read as follows:

(c) *Invoice.* (1) In connection with each sale of a woven decorative fabric after May 1, 1945, every person shall deliver an invoice to the purchaser setting forth (i) the name and address of the purchaser; (ii) the date of the purchase; (iii) the style number or quality of the fabric sold; (iv) the quantity of the fabric sold; (v) the seller's maximum price to the purchaser; and (vi) the selling price and terms of sale to the purchaser of the fabric.

(2) In addition to the information required by subparagraph (1) of this section, each invoice delivered by a manufacturer or converter to a jobber shall contain the seller's maximum price to furniture manufacturers.

(3) In addition to the information required by subparagraph (1) of this section, each invoice delivered by a jobber shall contain (i) the manufacturer's or converter's maximum price to jobbers and the manufacturer's or converter's maximum price to furniture manufacturers if the sale is made to another jobber and (ii) the manufacturer's or converter's maximum price to a furniture manufacturer if the sale is made to a furniture manufacturer other than a custom furniture manufacturer.

This amendment shall become effective May 2, 1945.

NOTE: The record-keeping requirements in this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 27th day of April 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-6758; Filed, Apr. 27, 1945;
11:48 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[MPR 288, Amdt. 43]

BITUMINOUS COAL IN ALASKA

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 288 is amended in the following respects:

1. Section 1418.363 (gg), Table XXXIII, is added to read as follows:

(gg) *Table XXXIII: Maximum prices for bituminous coal produced in Alaska—*
(1) *What this section does.* This section fixes dollars-and-cents ceiling prices for sales by producers and dealers of bituminous coal produced in Alaska. It also fixes maximum prices for specified services rendered by dealers in connection with the sale or handling of bituminous coal.

(2) *Records, invoices and reports.* Notwithstanding the provisions of § 1418.358 (a) and (c) of this regulation, persons selling bituminous coal produced in Alaska shall keep, and make available for inspection by the Office of Price Administration, the following records for as long as this regulation is in effect or for as long as the Emergency Price Control Act of 1942, as amended, shall permit, whichever period is the longer:

(i) *Loading records.* Each producer shall keep for each day and for each mine (including any plant preparing his coal or any loading facility) a record of the actual sizes in inches or fractions thereof, loaded at each such mine, preparation plant or loading facility into each railroad car with car number; loaded at the tippie or mine storage facilities into locomotive tenders; conveyed directly from the mine to consumers; and loaded into trucks, wagons or sleds.

(ii) (a) *Invoices.* Each producer shall within 45 days after date of shipment give to his purchaser an invoice, and shall keep an exact copy thereof, showing all of the following information and data:

The invoice shall state the date of shipments; the name and address of the seller, of the buyer and of the consignee, if known; the destination; the name of the mine, or the trade name of the coals; the tonnage (or other unit of weight or measurement used by the seller) shipped from each mine of each size (state in inches or fractions of inches); if loaded into a railroad car, the number of the car; if loaded into a truck for delivery to the consumer, the owner of the truck; the per net ton charged f. o. b. the mine, preparation plant or rail siding (state the applicable point).

(b) Each dealer shall, either at the time of, or within thirty days after the date of a sale or delivery of bituminous coal governed by this regulation, give to his purchaser an invoice, sales slip or receipt, and shall keep an exact copy thereof, showing the following information:

The name and address of the seller and the purchaser; the kind, size, and quantity of bituminous coals sold, the date of the sale or delivery and the price charged. In addition, he shall separately state on each invoice, sales slip or receipt, the amount, if any, of the authorized service and delivery charges which may be added to the established maximum prices.

(iii) *Reports.* Every producer operating any mine shall for such mine, regardless of its daily average capacity file

¹ 10 F.R. 655, 1788.

with the Office of Price Administration, Juneau, Alaska, OPA Form No. 653:499—Report of Operating Data Bituminous Coal Mines, for each of the months October, 1944 to April, 1945, inclusive, not later than June 1, 1945. Every producer for each such mine shall also file the report on OPA Form No. 653:499 for the month of May, 1945, and for each month thereafter within thirty days after the close of the month for which the form is filed.

(3) *Adjustment of maximum producers' prices.* The Alaska Director of the Office of Price Administration may by order grant an adjustment of maximum prices to any producer who shows to the satisfaction of the Director that the sale of its mine's entire production at the maximum prices would return a realization less than the mine's representative costs of production. In applications filed pursuant to this section, or § 1418.354 of this regulation, the applicant should submit and the Office of Price Administration will consider all relevant cost and realization data. The Office of Price Administration may require full data on costs, sales, profits, analyses of coal, and other relevant factors.

(4) *Provision for pricing coal for which specific maximum prices not established.* Prior to the sale of bituminous coal produced in Alaska for which specific maximum prices have not been established by this section, the producer thereof shall file with the Alaska Director of the Office of Price Administration an application for specific maximum prices. The producer shall state the name and location of the nearest mine similarly operated in the same area for which maximum prices are established by this section. For thirty days after filing the application, such coals shall be sold at temporary prices no higher than the specific maximum prices established by this section for the coals which are produced at the nearest mine similarly operated in the same area. After thirty days from the filing of the application if no prior action has been taken by the Alaska Director, the prices as requested in the application shall be the maximum prices for such coals.

(5) *Definitions.* When used in this section the term:

(i) "Bituminous coal" means bituminous coal as used in the Bituminous Coal Act of 1937, as amended, in effect as of midnight, August 23, 1943, and includes all bituminous, semi-bituminous and sub-bituminous coal. It does not include lignite, which is defined as a lignite coal having calorific value in British thermal units of less than seven thousand six hundred per pound and having a natural moisture content in place in the mine of 30 per centum or more.

(ii) "Producer" means (a) a person engaged in the business of mining bituminous coal or preparing bituminous coal at a preparation plant which is an adjunct of any mine, and (b) any person acting as an agent of a producer in the sale of bituminous coal.

(iii) "Dealer" means any person, other than a producer, who sells bituminous coal produced in Alaska.

(iv) "Underground mine" means a mine that takes its coal entirely from underground seams from which the overburden is not removed and does not include a mine taking any coal from the ground by the stripping method.

(v) "Strip mine" means a mine producing coal by the stripping method and taking its entire production from the ground after removing all overburden.

(6) *Schedule I: Maximum prices per ton of 2,000 pounds for sales by producers in Healy River field:*

Producer	Mine name	All lump and double-screened coal		Mine run, resultants, and slack top size larger than ¾ in.	
		F. o. b. mine, preparation plant or nearest rail facilities	Delivered ex-Healy bunkers	F. o. b. mine, preparation plant or nearest rail facilities	Delivered ex-Healy bunkers
Healy River Coal Corp.	Suntrana	\$5.75	\$10.25	\$4.75	\$9.00
Sandford & Usibelli	Sandford & Usibelli	5.40	9.60	4.40	8.65
Parris & Reed	Parris	5.40	9.90	4.40	8.65

(7) *Schedule II: Maximum prices per ton of 2,000 pounds for sales by dealers of coal produced in Healy River field:*

Grades and sizes	Delivered to buyer's bin or storage space in Fairbanks			
	For coals produced at Suntrana mine		For coals produced at Sandford & Usibelli and Parris mines	
	For sales of less than 1 ton	For sales of 1 ton or more	For sales of less than 1 ton	For sales of 1 ton or more
All lump and double-screened coals	\$14.25	\$12.25	\$13.90	\$11.90
Mine run, resultants, and slack top size larger than ¾ in.	13.00	11.00	12.65	10.65

NOTE 1. For coal sold in 90 pound bags or larger, the dealer may add to the applicable prices established above a bagging charge of 15 cents and a deposit charge of 15 cents, per bag. The amount of deposit shall be refunded when the bag is returned in substantially the same condition in which it was delivered to the buyer.

NOTE 2. The dealer may make an additional charge of 50 cents per ton for trimming and sorting the coal in the buyer's bin

or storage space (in trade usage called "mucking").

NOTE 3. For deliveries of loose or bagged coal made beyond the corporate limits of Fairbanks, the dealer may make an additional charge of 23 cents per mile, said mileage to be calculated from the corporate limits to the point of delivery, including the return trip.

NOTE 4. Any charge permitted under Notes 1, 2 and 3, if added, must be stated separately from all other charges on the invoice.

(8) *Schedule III: Maximum prices per ton of 2,000 pounds for sales by producers in Matanuska field:*

Producer	Mine name	Movement	All lump and double-screened coal		Straight mine run		Slack top size ½" and larger	
			F. o. b. mine, preparation plant or nearest rail facilities	F. o. b. rail siding anchorage	F. o. b. mine, preparation plant or nearest rail facilities	F. o. b. rail siding anchorage	F. o. b. mine, preparation plant or nearest rail facilities	F. o. b. rail siding anchorage
Evan Jones Coal Co.	Jonesville	Rail	\$8.75	\$10.89	\$7.75	\$9.89	\$6.	\$8.89
Buffalo Mining Co.	Buffalo-Moose Creek	Rail	8.95	10.94	8.55	10.54	7.15	9.14
Buffalo Mining Co.	Buffalo-Moose Creek	Truck	7.95		7.55		6.15	

(9) *Schedule IV: Maximum prices per ton of 2,000 pounds for sales by dealers of coal produced in Matanuska field:*

Grades and sizes	Delivered to buyer's bin or storage space in Anchorage			
	For coals produced at Jonesville mine		For coals produced at Buffalo-Moose Creek mine	
	For sales of less than 1 ton	For sales of 1 ton or more	For sales of less than 1 ton	For sales of 1 ton or more
All lump and double-screened coals	\$16.05	\$14.05	\$16.10	\$14.10
Straight mine run	14.75	12.75	15.40	13.40
Slack top size ½" and larger	13.75	11.75	14.00	12.00

NOTE 1. For coal sold in 90 pound bags or larger, the dealer may add to the applicable prices established above a bagging charge of 15 cents and a deposit charge of 10 cents, per bag. The amount of deposit shall be refunded when the bag is returned in substantially the same condition in which it was delivered to the buyer.

NOTE 2. The dealer may make an additional charge of 50 cents per ton for trimming and storing the coal in the buyer's bin or storage space (in trade usage called "mucking").

NOTE 3. For deliveries of loose or bagged coal made beyond the corporate limits of Anchorage, the dealer may make an additional charge of 20 cents per mile, said mileage to be calculated from the corporate limits to the point of delivery, including the return trip.

NOTE 4. Any charge permitted under Notes 1, 2 and 3, if added, must be stated separately from all other charges on the invoice.

2. Section 1418.357 (b) is hereby deleted.

3. Section 1418.354b is added to read as follows:

§ 1418.354b *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration having authority to act upon the pending request for a change in price or to give the authorization. The authorization will be given by order, except that it may be given by letter or telegram when the contemplated revision will be the granting of an individual application for adjustment.

NOTE: The reporting and record-keeping provisions of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective May 17, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-6762; Filed, Apr. 27, 1945;
11:49 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS [MPR 373, Amdt. 142]

PRE-WRAPPING FOOD PRODUCTS IN HAWAII

A statement of the considerations involved in the issuance of this amend-

ment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 19b is amended by adding a new paragraph to read as follows:

(j) *Prohibited practices.* No retailer shall pre-wrap or package any meats, meat products, poultry or eggs or any dairy products subject to this section and keep the same in his store or cooler, unless the contents of said package has actually been sold to or ordered by a customer and unless there is attached thereto a sales slip showing the date of the sale, the name and address of the seller and purchaser, the contents of the package, including its weight or units, the price per pound or per unit, and the total price charged or received. A copy of such sales slip shall be retained by the seller for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, shall remain in effect.

NOTE: The reporting and record keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective as of April 16, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-6760; Filed, Apr. 27, 1945;
11:48 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[MPR 373, Amdt. 143]

FLUID MILK IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 71 is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) *What this section covers.* This section applies to all sales at wholesale and retail of fresh and flavored fluid cow's milk on the Islands of Oahu, Hawaii, Maui, Kauai and Lanai, with the exception of sales of fresh fluid milk and flavored fresh fluid milk in ½ pint containers and flavored fresh fluid milk in ¾ pint containers for consumption on the premises by hotels, restaurants, soda fountains, cafes and other eating establishments located on the Islands of Oahu, Hawaii and Maui. These excepted sales are covered by the provisions of Restaurant Maximum Price Regulation 9-1.

2. Paragraph (b) is amended to read as follows:

(b) *Maximum prices on the Island of Oahu.* Maximum prices for fresh fluid milk on the Island of Oahu shall be:

	Quantity	Maximum whole-sale price	Maximum retail price
Grade AA.....	Quart.....	\$0.19	\$0.22
Grade AA.....	Pint.....	.11	.13
Grade AA.....	½ pint.....	.055	.08
Grade A.....	Quart.....	.17	.20
Grade A.....	Pint.....	.10	.12
Grade A.....	½ pint.....	.08	.10
Grade A.....	¼ pint.....	.05	.07
Premium grade milk.....	Quart.....	.20	.23
Premium grade milk.....	Pint.....	.12	.14
Premium grade milk.....	½ pint.....	.06	.08

3. Paragraph (g) is added to read as follows:

(g) *Prohibited practices.* No seller of milk for the purpose of filling an order for a specified unit of one quart or less, who substitutes smaller units aggregating the unit ordered, may charge more therefor than is established as the maximum price of the ordered unit.

4. Paragraph (h) is added to read as follows:

(h) *Additional charges.* An additional charge for containers, not to exceed replacement cost of the same, may be charged as a deposit to be refunded upon return of the container.

This amendment shall become effective as of April 10, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-6761; Filed, Apr. 27, 1945;
11:49 a. m.]

PART 1432—RATIONING OF CONSUMERS' DURABLE GOODS

[RO 9A, Amdt. 19]

STOVES

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Ration Order 9A is amended in the following respects:

1. Section 2.3 (b) (2) (ii) is amended to read as follows:

(ii) For use inside that area (a) to replace an oil heating stove if he has used such equipment during at least the six (6) month period immediately preceding the date of application, or (b) to replace oil burning central heating equipment installed in the same premises.

2. Section 2.3 (b) (2) (iii) is amended by adding after the phrase "OPA District Director" the parenthetical phrase "(with the prior approval of the Deputy Administrator for Rationing)."

3. The text of section 2.4 (a) is amended to read as follows:

(a) *Who is eligible.* Any consumer who needs a stove for cooking in living or working premises or in premises in which there is carried on an activity

which contributes to the war effort or to the public welfare (or who needs a cooking stove for installation in premises which are being offered for rent to be so used) is eligible for a certificate if he comes within at least one of the following classes:

4. Section 2.4 (b) is added preceding the note as follows:

(b) *The type of equipment for which the consumer may be given a certificate.* A consumer who is eligible may be given a certificate for any one of the following types of stoves:

(1) An oil cooking stove under one of the following conditions:

(i) For use outside the emergency oil shortage area (as defined in section 2.3 (b)); or

(ii) For use inside that area to replace oil cooking equipment if he has used oil cooking equipment during at least the six (6) month period immediately preceding the date of application; or

(iii) For use inside that area if a coal or wood stove is not adequate for the purpose. However, if the consumer claims that a coal or wood stove is not adequate for the purpose because a sufficient supply of fuel for its operation is not available, the Board may not issue him a certificate for an oil cooking stove unless the OPA District Director (with the prior approval of the Deputy Administrator for Rationing) has designated that area as one in which a sufficient supply of fuel for the operation of coal or wood burning equipment is not available.

(2) A gas cooking stove if the War Production Board does not prohibit the delivery of gas or of a gas stove or of the equipment necessary for its operation.

This amendment shall become effective on April 27, 1945.

Issued this 27th day of April 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-6756; Filed, Apr. 27, 1945;
11:47 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426, Amdt. 97]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

In section 15, Appendix H, paragraph (b), Table 8, footnote reference 5 is added

¹ 8 F.R. 16409, 16294, 16519, 16423, 17372; 9 F.R. 790, 902, 1581, 2008, 2023, 2091, 2493, 4030, 4086, 4088, 4434, 4786, 4787, 4877, 5926, 5929, 6104, 6108, 6420, 6711, 7259, 7268, 7434, 7425, 7580, 7583, 7759, 7774, 7834, 8148, 9066, 9090, 9289, 9356, 9509, 9512, 9549, 9785, 9896, 9897, 10192, 10192, 10499, 10877, 10777, 10878, 11350, 11534, 11546, 12038, 12208, 12340, 12341, 12263, 12412, 12537, 12643, 12968, 12973, 13067, 13138, 13205, 13761, 13934, 14062, 13995, 14437, 14731, 15107, 15107; 10 F.R. 49, 256, 430, 923, 1540, 1403, 1456, 1910, 2024, 2026, 2145, 2160, 2188, 2245, 2515, 2521, 2965, 3054, 4156.

to Items 1c, 1d, 2c, 2d, 3c and 3d in Column 5 and is deleted from Items 1a, 2a and 3a in Column 5 and footnote 5 is amended to read as follows:

² This footnote applies during the period beginning April 28, 1945, and ending May 20, 1945, to strawberries grown in South Carolina, North Carolina, Virginia, Maryland and Delaware. From April 28, 1945, to May 1, 1945 inclusive, the price in Column 5 for such berries shall be for Item 1c (pint)—22¢; for Item 2c (quart)—42½¢; and for Item 3c (pound)—28¢. From May 2 to May 20, 1945 inclusive, the price in Column 5 for such berries shall be for Item 1d (pint)—19¢; for Item 2d (quart)—37½¢; and for Item 3d (pound)—25¢.

This amendment shall become effective April 26, 1945.

Issued this 26th day of April 1945.

CHESTER BOWLES,
Administrator.

Approved: April 24, 1945.

GROVER B. HILL,
First Assistant War
Food Administrator.

[F. R. Doc. 45-6708; Filed, Apr. 26, 1945;
4:17 p. m.]

Chapter XIII—Petroleum Administration for War

[Petroleum Directive 80]

PART 1541—MANUFACTURING ASPHALT

The most effective utilization of transportation requires that the number of grades of asphalt be limited to the minimum necessary to fulfill essential civilian and war demands, contributing thereby to the best use of the transportation and storage facilities available for asphalt; and the following directive is deemed necessary and appropriate to promote the national defense, and to provide adequate supplies of petroleum for military and other essential uses:

§ 1541.1 Petroleum Directive No. 80—

(a) *Manufacture of asphalt.* No asphalt or asphaltic products for paving purposes or dust palliatives other than the grades specified in paragraph (b) shall be manufactured after the effective date of this directive.

(b) *Grades of asphalt.* The grades of asphalt and asphaltic products for paving purposes which may be manufactured after the effective date of this directive are:

Asphalt cements:

Penetration Ranges—50-60, 60-70, 70-85, 85-100, 100-120, 120-150, 150-200, 200-300.¹

Federal Specifications—SS-A-706b (November 10, 1943) and SS-R-406a (April 25, 1942).

Medium curing cutback asphalts:

MC-1, MC-2, MC-3, MC-5.

Federal Specifications—SS-A-671a (June 20, 1941) and SS-R-406a (April 25, 1942).

Rapid curing cutback asphalts:

RC-1, RC-2, RC-3, RC-4, RC-5.

Federal Specifications—SS-A-671a (June 20, 1941) and SS-R-406a (April 25, 1942).

Emulsified asphalts:

Any grade manufactured from base stocks provided for in this directive.

¹ At purchaser's option, penetration may be 200-250 or 250-300.

Road oils:

(Applicable in all states except in those states where the delivery and use of road oil is prohibited or limited).

SC-1, SC-2, SC-3, SC-4, SC-5.

(c) *Special provisions.* (1) At the option of the purchaser, the Oliensis Spot Test, A. A. S. H. O. designation TIO2-38 may be required in addition to Federal Specifications only for asphalt for use on surfaces on which aircraft travel. For all other surfaces, at the option of the purchaser, the Heptane-Xylene Equivalent Spot Test, A. A. S. H. O. designation TIO2-42, using 35% Xylene and 65% normal Heptane may be required in addition to Federal specifications.

(2) Except as provided in paragraph (c) (1), and except as to road oils, no refiner or processor of asphalt and asphaltic products for paving purposes shall be required to meet any material test not provided for in the Federal specifications.

(d) *Exceptions.* (1) Crack filler, joint filler, cold patch, lump or powdered asphalt, center striping paint, and zone marking paint are excepted from the restrictions of this directive.

(2) In those states where the delivery and use of road oil is prohibited or limited, flux oil may be manufactured only when such flux oil is to be used in connection with natural rock asphalt or is to be used with lump or powdered asphalt exclusively for plant mix paving mixtures.

(e) *Communications.* All communications concerning this directive shall, unless otherwise directed, be addressed to: The Director of Refining, Petroleum Administration for War, The Interior Building, Washington 25, D. C. Ref. Petroleum Directive No. 80.

(f) *Area of applicability.* This directive shall apply to the continental United States, except as provided for road oils.

This directive shall become effective as of the 1st day of May 1945.

(E.O. 9276, 7 F.R. 10091; E.O. 9319, 8 F.R. 3687)

Issued: April 27, 1945.

RALPH K. DAVIES,
Deputy Petroleum
Administrator for War.

[F. R. Doc. 45-6746; Filed, Apr. 27, 1945;
11:21 a. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard: Department of the Navy

PART 8—REGULATIONS, UNITED STATES COAST GUARD RESERVE

APPOINTMENT AND PROMOTION OF TEMPORARY OFFICERS

The regulations, United States Coast Guard Reserve (33 CFR Cum. Sup. 8.2103 (g) (1) and 8.3103) as amended, are hereby further amended as follows:

1. Section 8.2103 (g) (1) is hereby amended by striking out the last sen-

tence thereof and substituting the following: "Temporary officers of the Reserve may be originally appointed by the Commandant in grades and ranks up to and including that of lieutenant commander. District Coast Guard Officers recommending such appointments will satisfy themselves as to the professional, moral and general qualifications of the candidate recommended."

2. Section 8.3103 is hereby amended so as to read as follows:

§ 8.3103 *Promotion of temporary officers.* If a temporary officer of the Reserve is qualified for a rank or grade other than that which he is holding, the Commandant may revoke the extant appointment and reappoint the officer in the rank or grade for which qualified, up to and including that of captain.

3. The foregoing amendments shall be effective as of June 6, 1942; and all appointments in accordance therewith, heretofore made, are ratified and approved.

L. T. CHALKER,
Rear Admiral, U. S. C. G.,
Acting Commandant.

Approved: April 27, 1945.

RALPH A. BARD,
Acting Secretary of the Navy.

[F. R. Doc. 45-6811; Filed, Apr. 27, 1945;
12:05 p. m.]

TITLE 46—SHIPPING

Chapter I—Coast Guard: Inspection and Navigation

Appendix A—Waivers of Navigation and Vessel Inspection Laws and Regulations

24-FOOT METALLIC LIFEBOATS (COAST GUARD BUILT-IN-TANK TYPE) MANUFACTURED BY GLOBE AMERICAN CORPORATION

The Acting Secretary of the Navy having by order dated October 1, 1942 (7 F.R. 7979), waived compliance with the Navigation and Vessel Inspection Laws administered by the U. S. Coast Guard in the case of any vessel engaged in business connected with the conduct of the war to the extent and in the manner that the Commandant, U. S. Coast Guard, shall find to be necessary in the conduct of the war; and

The United States Maritime Commission, Washington, D. C., having indicated that the efficient prosecution of the war would be impeded by the application of certain vessel inspection regulations in 46 CFR, Parts 37, 59, and 60, which require that metallic lifeboats be constructed of steel having a minimum tensile strength of not less than 50,000 pounds per square inch and that the keel shall be in one length when such lifeboats are to be used on vessels engaged in business connected with the conduct of the war;

Now, therefore, upon request of the United States Maritime Commission, I hereby find it to be necessary in the conduct of the war that the vessel inspection regulations in 46 CFR 37.1-1, 37.2-1 to 37.2-19, inclusive, 59.13, 59.15, 60.10,

and 60.12 be waived to the extent necessary to permit the use on board vessels connected with the conduct of the war of certain 24-foot metallic lifeboats, Numbers 6062 to 6211, inclusive, manufactured by the Globe American Corporation, Kokomo, Indiana, when lifeboats 6062 to 6211, inclusive, are made in cer-

tain parts with 14 gage U. S. S. steel sheets having a minimum thickness of .072 inch and an average tensile strength of 42,000 pounds per square inch and lifeboats 6132 to 6211, inclusive, having the keel made of two steel bars welded together with a double "V" full butt weld, as follows:

Boat serial No. and units affected:	Materials permitted
6062-6103, incl.; 42-----	No. 2 sheet bow, port; No. 2 sheet stern, starboard; 2 steel sheets per unit
6104-6196, incl.; 93-----	Nos. 1, 2, and 3 sheets bow and stern, port and starboard; 12 steel sheets per unit
6197-6211, incl.; 15-----	Nos. 1, 2, 3, and 4 sheets, bow and stern, port and starboard; 16 steel sheets per unit
6132-6211, incl.; 80-----	Keels may be in 2 lengths when welded together in the center by qualified welders using a double "V" full butt weld and approved deep penetrating welding electrodes

The changes in construction requirements for these lifeboats shall not alter any tests that may be given such lifeboats by the Coast Guard during inspection at the plant or on shipboard.

Dated: April 27, 1945.

L. T. CHALKER,
Rear Admiral, U. S. C. G.,
Acting Commandant.

[F. R. Doc. 45-6749; Filed, Apr. 27, 1945;
11:19 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 31—UNIFORM SYSTEM OF ACCOUNTS, CLASS A AND CLASS B TELEPHONE COMPANIES

CONTRIBUTIONS OF TELEPHONE PLANT

The Commission on April 24, 1945, effective January 1, 1946, deleted § 31.175 *Contributions of telephone plant* (Account 175) and Cases 8 and 16 of Telephone Accounting Bulletin No. 1 referred to in Footnote 1 of § 31.01-9, and amended paragraph (b) of § 31.2-20 *Purpose of telephone plant accounts* to read:

(b) The telephone plant accounts shall not include the cost or other value of telephone plant contributed to the company. Contributions in the form of money or its equivalent toward the construction of telephone plant shall be credited to the accounts charged with the cost of such construction. Amounts of initial non-recurring charges based on the cost of plant or equipment furnished in rendering service to a customer, other than as provided in instruction 50 (b) (2) (§ 31.5-50 (b) (2)) shall be credited to the accounts charged with the cost of the plant or equipment. Amounts of initial charges based on the estimated cost of removal of such plant or equipment shall be credited to Account 171, "Depreciation reserve" (§ 31.171), or Account 607, "Station removals and changes" (§ 31.607), as appropriate.

Amended the note following paragraph (b) to read:

NOTE A: Amounts received for construction which are ultimately to be repaid, wholly

or in part, shall be credited to Account 174 (§ 31.174); when final determination has been made as to the amount to be returned, any unrefunded amounts shall be credited to the accounts charged with the cost of such construction. Amounts received for the construction of plant, the ownership of which rests with or will revert to others, shall be credited to the accounts charged with the cost of such construction.

Adopted new note to follow Note A, which reads:

NOTE B: Amounts in Account 175, "Contributions of telephone plant" (§ 31.175), as at the date of discontinuation of that account shall be disposed of consistently with the provisions of foregoing instruction 20 (b) (§ 31.2-20 (b)) and Note A; provided, however, that amounts so substantial as to distort the accounts shall be disposed of as provided in instruction 5 (§ 31.01-5).

Amended subparagraph (2) of paragraph (b) of § 31.5-50 *Purpose of operating revenue accounts* to read:

(2) Amounts of initial non-recurring charges for plant or equipment, furnished in rendering service to a customer, includable in Accounts 231, 232, 233, 234, and 235 (§§ 31.231, 31.232, 31.233, 31.234, and 31.235), except initial charges based on the cost of specially assembled private branch exchanges, order receiving tables and order turrets includable in Account 234 (§ 31.234). (Note instruction 20 (b) (§ 31.2-20 (b)) and Note A thereto.)

(Sec. 220, 48 Stat. 1078; 47 U.S.C. 220)

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 45-6748; Filed, Apr. 27, 1945;
11:26 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

General Land Office.

[Restoration Order 1177]

ARKANSAS

ORDER PROVIDING FOR OPENING OF PUBLIC LANDS

APRIL 21, 1945.

On October 20, 1920, the E $\frac{1}{2}$ SW $\frac{1}{4}$ sec. 29, T. 20 N., R. 14 W., 5th P. M., Arkansas,

containing 80 acres, was reserved for power purposes and included in Power Project No. 1.

The Federal Power Commission has determined (DA-48, Arkansas) that the value of the above-described land will not be injured or destroyed for purposes of power development by location, entry, or selection under the public land laws, subject to the provisions of section 24 of the Federal Power Act.

Pursuant to the determination of the Federal Power Commission and in accordance with Departmental Order No. 1799 of March 19, 1943, 8 F.R. 3743, the above-described land is hereby declared open to disposition under the public land laws as hereinafter provided, and all applications therefor will be subject to the following reservation:

Made in accordance with and subject to the provisions and reservations of section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1063), as amended by the act of August 26, 1935 (49 Stat. 838, 846; 16 U. S. C. sec 818).

This order shall not become effective to change the status of this land until 10:00 a. m. on the 63d day from the date on which it is signed. At that time the land shall, subject to valid existing rights, the provisions of existing withdrawals, and the provisions and reservation of section 24 of the Federal Power Act as above stated, become subject to application, petition, location, or selection as follows:

(a) For a period of 90 days, commencing on the day and at the hour named above, the public lands affected by this order shall be subject to (1) application under the homestead laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U.S.C. sec. 682a), by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747; 43 U.S.C. sec. 282), subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) For a period of 20 days immediately prior to the beginning of such 90-day period, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on the first day of the 90-day period, shall be treated as simultaneously filed.

(c) Commencing at 10:00 a. m. on the 91st day after the lands become subject to application, as hereinabove provided, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public land laws.

(d) Application by the general public may be presented during the 20-day period immediately preceding such 91st day, and all such applications, together with those presented at 10:00 a. m. on

that day, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for this land, which shall be filed in the General Land Office at Washington 25, D. C., shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circ. 324, May 22, 1914, 43 L. D. 254), and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Subchapter I of Title 43 of the Code of Federal Regulations and applications under the small tract act of June 1, 1938, shall be governed by the regulations contained in Part 257 of that title.

FRED W. JOHNSON,
Commissioner.

[F. R. Doc. 45-6745; Filed, Apr. 27, 1945;
11:21 a. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wages lower than the minimum rate applicable under section 6 of the act are issued under section 14 thereof and § 522.5 (b) of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862) to the employers listed below effective as of the date specified in each listed item below.

The employment of learners under these certificates is limited to the terms and conditions as designated opposite the employer's name. These certificates are issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided for in the regulations and as indicated on the certificates. Any person aggrieved by the issuance of the certificates may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, PRODUCT, NUMBER OF LEARNERS, LEARNING PERIOD, LEARNER WAGE, LEARNER OCCUPATION, EXPIRATION DATE

The Colette Manufacturing Company, Santurce, Puerto Rico, to employ 55 learners

in the Hairnet Industry distributed among the following operations: covering elastics, machine knotting, machine clipping, examining, knitting, spooling, warping and knotting; (a) Covering elastics at 15¢ an hour for the first 240 hours; 22½¢ an hour for the second 240 hours and 25¢ an hour for every hour thereafter. (b) Machine knotting at 15¢ an hour for the first 240 hours; 22½¢ an hour for the second 240 hours, and 25¢ an hour for every hour thereafter. (c) Machine clipping at 15¢ an hour for the first 240 hours; 22½¢ an hour for the second 240 hours, and 25¢ an hour for every hour thereafter. (d) Examining at 15¢ an hour for the first 320 hours; 22½¢ an hour for the second 320 hours, and 25¢ an hour for every hour thereafter. (e) Knotting at 15¢ an hour for the first 480 hours; 20¢ an hour for the second 480 hours; and 25¢ an hour for every hour thereafter. (f) Spooling at 15¢ an hour for the first 480 hours; 22½¢ an hour for the second 480 hours; and 25¢ an hour for every hour thereafter. (g) Warping at 15¢ an hour for the first 480 hours; 17½¢ an hour for the second 480 hours; 20¢ an hour for the third 480 hours; 22½¢ an hour for the fourth 480 hours; and 25¢ an hour for every hour thereafter. (h) Knitting at 15¢ an hour for the first 240 hours; 20¢ an hour for the second 240 hours, and 25¢ an hour for every hour thereafter. For all hours over forty worked in any one work-week, one and one-half times the applicable piece rate or the rate established herein, whichever is the higher, shall be paid. This Special Certificate shall become effective on January 16, 1945 and shall remain in effect for a period not exceeding one year thereafter.

Signed at New York, New York, this 20th day of April 1945.

PAULINE C. GILBERT,
Authorized Representative
of the Administrator.

[F. R. Doc. 45-6710; Filed, Apr. 26, 1945;
4:38 p. m.]

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act are issued under section 14 thereof, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determination and order or regulations listed below and published in the FEDERAL REGISTER as here stated.

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942, (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order, June 7, 1943, (8 F.R. 7890).

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079).

Cigar Industry Learner Regulations, April 22, 1944 (9 F.R. 4330).

Textile Learner Regulations, May 16, 1941 (6 F.R. 2446), as amended by Administrative Order March 13, 1943 (8 F.R. 3079).

Independent Telephone Learner Regulations, July 17, 1944 (9 F.R. 7125).

The employment of learners under these certificates is limited to the terms and conditions therein contained and to the provisions of the applicable determination and order or regulations cited above. The applicable determination and order or regulations, and the effective and expiration dates of the certificates issued to each employer is listed below. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates, may seek a review or reconsideration thereof.

NAME AND ADDRESS OF FIRM, INDUSTRY, PRODUCT, NUMBER OF LEARNERS AND EFFECTIVE DATES

SINGLE PANTS, SHIRTS, AND ALLIED GARMENTS, WOMEN'S APPAREL, SPORTSWEAR, RAINWEAR, ROBES AND LEATHER AND SHEEP-LINED GARMENTS DIVISIONS OF THE APPAREL INDUSTRY

Michael Berkowitz Company, Inc., Frostburg, Maryland; men's pajamas; ten percent (T); effective April 13, 1945, expiring April 12, 1946.

M. M. Bernstein & Sons, 213 North Broad Street, Phillipsburg, New Jersey; ladies' slips; ten percent (T); effective April 13, 1945, expiring April 12, 1946.

J. Freezer & Son, Inc., Floyd, Virginia; navy khaki utility N-3 shirts; ten percent (T); effective April 15, 1945, expiring April 14, 1946.

J. Freezer & Son, Inc., Rural Retreat, Virginia; men's cotton shirts; ten percent (T); effective April 15, 1945, expiring April 14, 1946.

J. Freezer & Son, Inc., Radford (East End), Virginia; men's cotton dress shirts, navy khaki utility N-3 shirts; ten percent (T); effective April 15, 1945, expiring April 14, 1946.

Jerry Manufacturing Company, 8 West Union Street, Kingston, New York; children's wear; ten learners (T); effective April 14, 1945, expiring October 13, 1945.

Charles Meyers & Company, First & Harrison Streets, Belleville, Illinois; work dress and government trousers; 65 learners (AT); effective April 13, 1945, expiring October 12, 1945.

I. Rodis & W. Mittleman, 437 South Street, Mauch Chunk, Pennsylvania; children's dresses; ten learners (T); effective April 17, 1945, expiring April 16, 1946.

HOSIERY INDUSTRY

Baker-Mebane Hosiery Mills, Inc., Plant #2, Boone, North Carolina; seamless hosiery; thirty learners (AT); effective April 18, 1945, expiring October 17, 1945.

Unrivaled Hosiery Mill, Williamstown, Pennsylvania; seamless hosiery; 12 learners (AT); effective April 13, 1945, expiring October 12, 1945.

CIGARS INDUSTRY

General Cigar Company, Inc., 7th and Poplar Streets, Benton, Kentucky; cigars; 40 learners (E); hand stripping for a learning period of 160 hours at 30 cents per hour; effective April 16, 1945, expiring June 15, 1945.

TEXTILE INDUSTRY

Avondale Mills, Sylacauga, Alabama; cotton yarn and cloth; 3 percent (T); effective April 13, 1945, expiring April 12, 1946.

Avondale Mills, Alexander City, Alabama; cotton yarn and cloth; 3 percent (T); effective April 13, 1945, expiring April 12, 1946.

Avondale Mills, Birmingham, Alabama; cotton cloth; 3 percent (T); effective April 13, 1945, expiring April 12, 1946.

Avondale Mills, LaFayette, Alabama; cotton yarns; 3 percent (T); effective April 13, 1945, expiring April 12, 1946.

Avondale Mills, Pell City, Alabama; cotton cloth; 6 percent (AT); effective April 13, 1945, expiring April 12, 1946.

Avondale Mills, Sycamore, Alabama; cotton yarn; 6 percent (AT); effective April 13, 1945, expiring April 12, 1946.

Avondale Mills, Stevenson, Alabama; cotton yarns; 6 percent (AT); effective April 13, 1945, expiring April 12, 1946.

TELEPHONE INDUSTRY

Ashland Home Telephone Company, Lancaster, Kentucky; to employ learners as commercial switchboard operators at its Lancaster, Kentucky exchange, located at Lancaster, Kentucky; effective April 18, 1945, expiring April 17, 1946.

Signed at New York, New York this 20th day of April 1945.

PAULINE C. GILBERT,
Authorized Representative
of the Administrator.

[F. R. Doc. 45-6711; Filed, Apr. 26, 1945; 4:38 p. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 1854]

LINEAS AEREAS MEXICANAS, S. A.

NOTICE OF HEARING ON TEMPORARY PERMIT

In the matter of the application of Lineas Aereas Mexicanas, S. A., for a temporary foreign air carrier permit under section 402 of the Civil Aeronautics Act of 1938, as amended, or in the alternative for an extension of the existing air carrier permit issued in Docket No. 1577, authorizing scheduled air transportation with respect to persons, property, and foreign mail between Cananea, Sonora, Mexico, and Nogales, Arizona, in the conduct of operations of its route between Chihuahua, Cananea, and Nogales, Sonora, Mexico.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 402 and 1001 of said act, that a hearing in the above-entitled proceeding is assigned to be held on April 28, 1945, at 10:00 a. m. (eastern war time) in the foyer of the auditorium, Commerce Building, Washington, D. C., before examiner Ferdinand D. Moran.

Dated Washington, D. C., April 26, 1945.

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 45-6737; Filed, Apr. 27, 1945; 11:08 a. m.]

[Docket No. 1763]

POSTMASTER GENERAL'S JUNEAU-SITKA MAIL CERTIFICATION

NOTICE OF HEARING

Correction

In the document appearing at page 4546 of the issue for Thursday, April 26, 1945, the FEDERAL REGISTER serial number should read "45-6624".

FEDERAL POWER COMMISSION.

[Docket No. IT-5829]

ARKANSAS POWER & LIGHT CO.

ORDER POSTPONING DATE OF HEARING

APRIL 24, 1945.

It appearing to the Commission that:

(a) On February 8, 1945, the Commission, upon consideration of the petition of Arkansas Power & Light Company, postponed the public hearing in this matter then set to commence at 10:00 a. m. (e. w. t.) on February 20, 1945, in the Commission's Hearing Room, 1800 Pennsylvania Avenue, N.W., Washington, D. C., until May 22, 1945, at the same time and place;

(b) Good cause exists for the further postponement of the public hearing in this matter as hereinafter provided;

The Commission orders that:

The public hearing in the above entitled proceeding, now set to commence on May 22, 1945, be and the same is hereby postponed to commence at 10:00 a. m. (e. w. t.) on June 25, 1945, in the Commission's Hearing Room, 1800 Pennsylvania Avenue, N. W., Washington, D. C.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 45-6720; Filed, Apr. 27, 1945; 9:50 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 70-A, Special Permit 969]

RECONSIGNMENT OF RADISHES AT ST. LOUIS, MO.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph (§ 95.35, 8 F.R. 14624) of Service Order No. 70-A of October 22, 1943, permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 70-A insofar as it applies to the reconsignment at St. Louis, Missouri, April 24 or 25 1945, by Plowaty Bergart Company, of car MDT 18899, radishes, now on the St. L.-S. F. Railway, to Plowaty Bergart Company, Chicago, Illinois. (Wabash).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 24th day of April 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-6750; Filed, Apr. 27, 1945; 11:39 a. m.]

[Rev. S. O. 300, Gen. Permit 3]

REFRIGERATION OF POTATOES AT ST. LOUIS, Mo.

Pursuant to the authority vested in me by paragraph (e) of the first ordering paragraph of Revised Service Order No. 300 of April 19, 1945 (10 F.R. 4359), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Revised Service Order No. 300 insofar as is necessary to accord at Dupon and East St. Louis, Illinois, the refrigeration authorized at St. Louis, Missouri, in Revised Service Order No. 300 or general permits issued thereunder.

This general permit shall become effective at 12:01 a. m., April 26, 1945, and shall apply on all cars billed or rolling at that time. This general permit shall expire at 11:59 p. m., June 30, 1945.

The waybills shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of April 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-6751; Filed, Apr. 27, 1945; 11:39 a. m.]

[S. O. 303, Gen. Permit 1]

REFRIGERATION OF CABBAGE AT ST. LOUIS, Mo.

Pursuant to the authority vested in me by paragraph (E) of the first ordering paragraph of Service Order No. 303 of April 19, 1945 (10 F.R. 4360), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 303 insofar as is necessary to accord at Dupon and East St. Louis, Illinois, the refrigeration authorized at St. Louis, Missouri, in Service Order No. 303 or subsequent general permits issued thereunder.

This general permit shall become effective at 12:01 a. m., April 26, 1945, and shall apply on all cars billed or rolling at that time. This general permit shall expire at 11:59 p. m., July 31, 1945.

The waybills shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the

Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of April 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-6752; Filed, Apr. 27, 1945; 11:39 a. m.]

[S. O. 303, Gen. Permit 2]

ICING OF CABBAGE WEST OF MISSISSIPPI RIVER

Pursuant to the authority vested in me by paragraph (E) of the first ordering paragraph of Service Order No. 303 of April 19, 1945 (10 F.R. 4360), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 303 insofar as it applies to the furnishing of bunker icing at any point located west of the Mississippi River on refrigerator cars loaded with cabbage, moving on Government bills of lading, consigned to U. S. Navy or U. S. Army at Pacific Coast ports, when such cars have been top iced or retop iced.

This permit shall become effective at 12:01 a. m., April 27, 1945, and shall apply to all such cars billed or rolling at that time. This permit shall expire at 11:59 p. m., May 30, 1945.

The waybills shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of April 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-6753; Filed, Apr. 27, 1945; 11:39 a. m.]

[S. O. 303, Gen. Permit 3]

ICING OF CABBAGE AT CARTERET, CRAVEN AND PAMLICO COUNTIES, NORTH CAROLINA

Pursuant to the authority vested in me by paragraph (E) of the first ordering paragraph of Service Order No. 303 of April 19, 1945 (10 F.R. 4360), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 303 insofar as it applies to the furnishing of bunker icing on refrigerator cars loaded with cabbage originating at any point or points in the counties of Carteret, Craven or Pamlico in the State of North Carolina,

when such cars have been top iced or retop iced.

This general permit shall become effective at 12:01 a. m., April 27, 1945, and shall apply to all such cars billed or rolling at that time. This general permit shall expire at 11:59 p. m., May 25, 1945.

The waybills shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of April 1945.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 45-6754; Filed, Apr. 27, 1945; 11:39 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 4833]

IDA STORK

In re: Estate of Ida Stork, deceased, File D-28-9000; E. T. sec. 11382.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Arnold Roths, Frieda Roths, Mrs. Fried R. Kupferschmidt, Ida Matt Yost, also known as Mrs. Gla Yost, children, name or names unknown, of Mrs. Gla Yost, also known as Ida Matt Yost and children, name or names unknown, of Alfred Roths, deceased, and each of them, in and to the Estate of Ida Stork, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Arnold Roths, Germany.
Frieda Roths, Germany.
Mrs. Fried R. Kupferschmidt, Germany.
Ida Matt Yost, also known as Mrs. Gla Yost, Germany.

Children, name or names, unknown, of Mrs. Gla Yost, also known as Ida Matt Yost, Germany.

Children, name or names unknown, of Alfred Roths, deceased, Germany.

That such property is in the process of administration by the Security-First National Bank of Los Angeles, as Executor of the Estate of Ida Stork, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 16, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-6669; Filed, Apr. 26, 1945;
10:50 a. m.]

[Vesting Order 4834]

TERESA C. TAGLIAPIETRA

In re: Trust under the will of Teresa C. Tagliapietra, deceased; File No. D-66-763; E. T. sec. 4527.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Hertha Weber, Giovanni Carreno Tagliapietra, Hans Tauscher, Elizabeth Tauscher, Teresita Weber and Anita Weber, and each of them, in and to the Trust created under the Last Will and Testament of Teresa Carreno Tagliapietra, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Hertha Weber, Germany.
Giovanni Carreno Tagliapietra, Germany.
Hans Tauscher, Germany.
Elizabeth Tauscher, Germany.
Teresita Weber, Germany.
Anita Weber, Germany.

That such property is in the process of administration by the Guaranty Trust Company

of New York, as Trustee, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 16, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-6670; Filed, Apr. 26, 1945;
10:50 a. m.]

[Vesting Order 4835]

HILDE VEECK

In re: Estate of Hilde Veeck, also known as Hilda Veeck, deceased; File No. D-28-3918; E. T. sec. 6776.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Emil Arthur Veeck, also known as Emil R. Veeck, Elsa Veeck, Ernest Veeck, Albert Veeck, Eric Veeck and Lena Veeck, and each of them, in and to the estate of Hilde Veeck, also known as Hilda Veeck, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Emil Arthur Veeck, also known as Emil R. Veeck, Germany.
Elsa Veeck, Germany.
Ernest Veeck, Germany.
Albert Veeck, Germany.
Eric Veeck, Germany.
Lena Veeck, Germany.

That such property is in the process of administration by Fayette N. Talley, as Administrator, acting under the judicial supervision of the Monmouth County Orphans' Court, Freehold, New Jersey;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 16, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-6671; Filed, Apr. 26, 1945;
10:50 a. m.]

[Vesting Order 4836]

EDWARD G. VEITH

In re: Trust under the will of Edward G. Veith, deceased, File No. D-28-6583; E. T. sec. 5348.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Jacob Dreyfuss in and to the trust created under the Last Will and Testament of Edward G. Veith, deceased, is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Jacob Dreyfuss, Holland.

That such property is in the process of administration by Emil G. Veith and Milton L. Frank, as Trustees, acting under the judicial supervision of the Surrogate's Court of the County and State of New York;

And determining that Jacob Dreyfuss, a citizen or subject of a designated enemy country, Germany, and within an enemy occupied area, Holland, is a national of a designated enemy country, (Germany);

And further determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on April 16, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-6672; Filed, Apr. 26, 1945;
10:50 a. m.]

[Vesting Order 4837]

HERRMANN ZADEK

In re: Estate of Herrmann Zadek, deceased; File No. D-28-8220; E. T. sec. 9282.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Bruno Zadek in and to the Estate of Herrmann Zadek, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Bruno Zadek, Germany.

That such property is in the process of administration by Ralph Geradi, as Executor of the Estate of Herrmann Zadek, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 16, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-6673; Filed, Apr. 26, 1945;
10:50 a. m.]

[Vesting Order 4838]

ELISE ELMES

In re: Estate of Elise Elmes, deceased; File D-28-8277; E. T. sec. 9490.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Elizabeth Schaeffer, John Becker, Carl Kehr, Lena Kehr, Katherine Kehr Miller, Katherine Semler, and Katherine Becker, and each of them, in and to the estate of Elise Elmes, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Elizabeth Schaeffer, Germany.

John Becker, Germany.

Carl Kehr, Germany.

Lena Kehr, Germany.

Katherine Kehr Miller, Germany.

Katherine Semler, Germany.

Katherine Becker, Germany.

That such property is in the process of administration by Henry Becker, 942 Monmouth Street, Newport, Kentucky, as Executor and Voluntary Trustee of the estate of Elise Elmes, deceased, acting under the judicial supervision of the County Court of Campbell County, Kentucky;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country," as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 18, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-6721; Filed, Apr. 27, 1945;
10:03 a. m.]

[Vesting Order 4839]

ERIE TRUST CO.

In re: Liquidation of Erie Trust Company; File D-28-9591; E. T. sec. 13239.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All the property and estate of Frieda Andermann, George Andermann, and Louisa Resuch of any name or nature whatsoever in the possession, custody or control of the Secretary of Banking of the Commonwealth of Pennsylvania as receiver of the Erie Trust Company,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Frieda Andermann, Germany.
George Andermann, Germany.
Louisa Resuch, Germany.

That such property is in the process of administration by the Secretary of Banking, Commonwealth of Pennsylvania, as Receiver, acting under the judicial supervision of the Court of Common Pleas of Erie County, Pennsylvania;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 18, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-6722; Filed, Apr. 27, 1945;
10:03 a. m.]

[Vesting Order 4840]

ANNA HALLIER

In re: Estate of Anna Hallier, deceased; File D-28-9385; E. T. sec. 12466.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Katherine Holstein and the children of Katherine Holstein, names unknown, and each of them, in and to the estate of Anna Hallier, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Katherine Holstein, Germany.
Children of Katherine Holstein, names unknown, Germany.

That such property is in the process of administration by Henry Hallier, Lakeside, Ohio, as Administrator De Bonis Non with the Will Annexed of the estate of Anna Hallier, deceased, acting under the judicial supervision of the Probate Court of Ottawa County, Ohio;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 18, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-6723; Filed, Apr. 27, 1945;
10:03 a. m.]

[Vesting Order 4941]

CHRIS MARELIA

In re: Estate of Chris Marelia, also known as Christ Marelia, deceased; File D-6-1065; E. T. sec. 8422.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Nick Marelia, Maria Marelia, Dragimir Marelia and Maria Marelia, and each of them, in and to the Estate of Chris Marelia, also known as Christ Marelia, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Nick Marelia, Germany (Austria).
Maria Marelia, Germany (Austria).
Dragimir Marelia, Germany (Austria).
Maria Marelia, Germany (Austria).

That such property is in the process of administration by Maria Marelia, as Executrix, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Amador;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a

hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 18, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-6724; Filed, Apr. 27, 1945;
10:03 a. m.]

[Vesting Order 4842]

CAROLINE SOPHIE ORTH

In re: Estate of Caroline Sophie Orth, deceased; File D-28-8798; E. T. sec. 10759.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of August Richert, Domiciliary personal representative of Emilie Richert, deceased, and the heirs, next of kin and distributees, names unknown, of Emilie Richert, deceased, and each of them, in and to the Estate of Caroline Sophie Orth, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

August Richert, Domiciliary personal representative of Emilie Richert, deceased, Germany.

Heirs, next of kin and distributees, names unknown, of Emilie Richert, deceased, Germany.

That such property is in the process of administration by National Savings and Trust Company, as Executor, acting under the judicial supervision of the District Court of the United States for the District of Columbia, Holding Probate Court;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be de-

termined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 18, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-6725; Filed, Apr. 27, 1945;
10:03 a. m.]

[Vesting Order 4843]

HENRY JOSEF PASCHE

In re: Estate of Henry Josef (Joseph) Pasche, deceased; File D-28-7667; E. T. sec. 8212.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Hedwig Pasche Andres, Anna Pasche Jeeschke, the husband of Hedwig Pasche Andres, first name unknown, the husband of Anna Pasche Jeeschke, first name unknown, and each of them, in and to the estate of Henry Josef (Joseph) Pasche, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Hedwig Pasche Andres, Germany.

Anna Pasche Jeeschke, Germany.

The husband of Hedwig Pasche Andres, first name unknown, Germany.

The husband of Anna Pasche Jeeschke, first name unknown, Germany.

That such property is in the process of administration by Alfonsina Carit Pasche, 5530 South Francisco Avenue, Chicago, Illinois, as Executrix and Trustee of the Estate of Henry Josef (Joseph) Pasche, deceased, acting under the judicial supervision of the Probate Court of Cook County, Illinois;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 18, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-6726; Filed, Apr. 27, 1945;
10:03 a. m.]

[Vesting Order 4844]

JOHN A. ROCCA

In re: Estate of John A. Rocca, also known as John Rocca, J. A. Rocca, Jack Rocca, Giacomo A. Rocca and Giacomo Rocca, deceased; File D-38-667; E. T. sec. 6637.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Giuseppina Dovo, Rachele Rocca, Giovanni Barettoni and Alfonso Barettoni, and each of them, in and to the Estate of John A. Rocca, also known as John Rocca, J. A. Rocca, Jack Rocca, Giacomo A. Rocca and Giacomo Rocca, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Italy, namely,

Nationals and Last Known Address

Giuseppina Dovo, Italy.

Rachele Rocca, Italy.

Giovanni Barettoni, Italy.

Alfonso Barettoni, Italy.

That such property is in the process of administration by C. A. Rocca, as Administrator, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Sonoma;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Italy);

And having made all determinations and taken all action required by law, including appropriate consultation and certification,

and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 18, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-6727; Filed, Apr. 27, 1945;
10:03 a. m.]

[Vesting Order 4845]

VINCENT STIEGER

In re: Estate of Vincent Stieger, also known as V. Stieger, deceased; File D-28-9454; E. T. sec. 12687.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Agatha Stieger, Joseph Bockle, Agatha Bockle and children, names unknown, of Martin Stieger, deceased, and each of them, in and to the Estate of Vincent Stieger, also known as V. Stieger, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Agatha Stieger, Germany (Austria).
Joseph Bockle, Germany (Austria).
Agatha Bockle, Germany (Austria).
Children, names unknown, of Martin Stieger, deceased, Germany (Austria).

That such property is in the process of administration by Joseph A. Rusche, as Administrator, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Santa Clara;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 18, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-6728; Filed, Apr. 27, 1945;
10:03 a. m.]

[Vesting Order 4846]

JULIA E. WOLLPERT

In re: Estate of Julia E. Wollpert, deceased; File D-66-1514; E. T. sec. 9704.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Paul G. Wollpert in and to the Estate of Julia E. Wollpert, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Paul G. Wollpert, Germany.

That such property is in the process of administration by the Wells Fargo Bank & Union Trust Company, as Executor of the Estate of Julia E. Wollpert, acting under

the judicial supervision of the Superior Court of the State of California, in and for the County of San Diego;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 18, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-6729; Filed, Apr. 27, 1945;
10:03 a. m.]

[Vesting Order 4847]

GERTRUDE WOLLSTEIN

In re: Estate of Gertrude Wollstein, deceased; File D-28-8496; E. T. sec. 9978.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Herbert Corwan and Rosi Corwan, and each of them, in and to the Estate of Gertrude Wollstein, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Herbert Corwan, Germany.
Rosi Corwan, Germany.

That such property is in the process of administration by Carlton R. Benton, 1025 Grand Avenue, Kansas City, Missouri, as Administrator of the Estate of Gertrude Wollstein, deceased, acting under the judicial supervision of the Probate Court of Jackson County, Missouri;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 18, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-6730; Filed, Apr. 27, 1945;
10:04 a. m.]

[Vesting Order 4848]

B. YAMAMOTO

In re: Estate of B. Yamamoto, also known as Eddie Yamamoto, deceased; File D-39-18349; E. T. sec. 12612.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Morito Yamamoto and children, names unknown, of B. Yamamoto, also known as Eddie Yamamoto, deceased, and each of them, in and to the estate of B. Yamamoto, also known as Eddie Yamamoto, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Japan, namely,

Nationals and Last Known Address

Morito Yamamoto, Japan.

Children, names unknown, of B. Yamamoto, also known as Eddie Yamamoto, deceased, Japan.

That such property is in the process of administration by Walter W. Wilson, as Administrator, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Kings;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on April 18, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-6731; Filed, Apr. 27, 1945;
10:04 a. m.]

[Vesting Order 4852]

In re: Estate of L. Hoffmeyer, deceased; File D-29-9254; E. T. sec. 12149.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Dr. Fr. Daegel, or his heirs, Heirs, names unknown, of L. Hoffmeyer, deceased, and Heirs, names

unknown, of Minna Hoffmeyer, deceased, and each of them, in and to the Estate of L. Hoffmeyer deceased.

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Dr. Fr. Daegel, or his heirs, Germany.

Heirs, names unknown, of L. Hoffmeyer, deceased, Germany.

Heirs, names unknown, of Minna Hoffmeyer, deceased, Germany.

That such property is in the process of administration by W. L. Wallace, as Administrator of the Estate of L. Hoffmeyer acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Humboldt;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 20, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-6732; Filed, Apr. 27, 1945;
10:04 a. m.]

[Vesting Order 4853]

AMALIA F. KRUG

In re: Estate of Amalia F. Krug, deceased; File No. D-28-9090; E. T. sec. 11687.

Under the authority of the Trading with the Enemy Act, as amended, and

Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Margarida Hoehmann in and to the estate of Amalia F. Krug, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Margarida Hoehmann, Germany.

That such property is in the process of administration by David Moretzsohn, as Administrator, acting under the judicial supervision of the Hudson County Orphans' Court, Jersey City, New Jersey;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 20, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-6733; Filed, Apr. 27, 1945;
10:04 a. m.]

[Vesting Order 4854]

EMILIE MANN

In re: Estate of Emilie Mann, deceased; File D-28-9049; E. T. sec. 11547).

Under the authority of the Trading with the Enemy Act, as amended, and

Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of the descendants of Paula Hergenbahn and August Hergenbahn, names unknown, and each of them, in and to the Estate of Emilie Mann, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Descendants of Paula Hergenbahn and August Hergenbahn, names unknown, Germany.

That such property is in the process of administration by A. L. Babbitt, as Administrator with the Will Annexed, acting under the judicial supervision of the Superior Court of Pierce County, Washington;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law; including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on April 20, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-6734; Filed, Apr. 27, 1945;
10:04 a. m.]

[Vesting Order 4855]

JOHN PELFINI

In re: Estate of John Pelfini, also known as John Emilio Pelfini and Gio-

vanni Pelfini, deceased; File D-38-483; E. T. sec. 5502.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Margareta Sbarra in and to the Estate of John Pelfini, also known as John Emilio Pelfini and Giovanni Pelfini, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Italy, namely,

National and Last Known Address

Margareta Sbarra, Italy.

That such property is in the process of administration by William Pelfini, also known as Brizio Pelfini, as Administrator with the Will Annexed, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Santa Clara;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country, (Italy);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on April 20, 1945.

[SEAL]

JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 45-6735; Filed, Apr. 27, 1945;
10:04 a. m.]

OFFICE OF DEFENSE TRANSPORTATION.

[Supp. Order ODT 3, Rev. 656]

MOSCOW AND DELAWARE WATER GAP, PA.,
AREACOORDINATED OPERATIONS OF CERTAIN
CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be author-

ized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective May 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 27th day of April 1945.

GUY A. RICHARDSON,
Director,

Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

Rodger's Motor Lines, Inc., Scranton, Pa.
Anthony Rycheski, Jr., doing business as
White Line Express, Scranton, Pa.

[F. R. Doc. 45-6701; Filed, Apr. 26, 1945;
1:50 p. m.]

[Supp. Order ODT 3, Rev. 657]

CHATTANOOGA, TENN., AND ROME, GA.

COORDINATED OPERATIONS OF CERTAIN
CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense

Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered, That:*

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

¹ Filed as part of the original document.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective May 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 27th day of April 1945.

GUY A. RICHARDSON,
Director,

Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

A. B. C. Truck Lines, Inc., Rome, Ga.
Hyatt Spaulding and Herman Gettelfinger, copartners, doing business as Blue & Gray Transportation Co., Cincinnati, Ohio.
Cecil Hunt, doing business as Hunt Freight Lines, Lafayette, Ga.

[F. R. Doc. 45-6702; Filed, Apr. 26, 1945; 1:51 p. m.]

[Supp. Order ODT 3, Rev. 659]

ALABAMA

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264,

3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, It is hereby ordered, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed

pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective May 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 27th day of April 1945.

GUY A. RICHARDSON,
Director,

Highway Transport Department,
Office of Defense Transportation.

APPENDIX 1

L. T. Crews, doing business as L. T. Crews Truck Lines, Headland, Ala.
H. H. Mauldin, doing business as H. H. Mauldin Truck Lines, Abbeville, Ala.

[F. R. Doc. 45-6703; Filed, Apr. 26, 1945; 1:51 p. m.]

[Supp. Order ODT 3, Rev. 660]

RENO AND FALLON, NEV.

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 3, Revised, as amended (7 F.R. 5445, 6689, 7694; 8 F.R. 4660, 14582; 9 F.R. 2793, 3264, 3357, 6778), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to assure maximum utilization of

¹ Filed as part of the original document.

the facilities, services, and equipment, and to conserve and providently utilize vital equipment, materials, and supplies, of the carriers, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the carriers are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers forthwith shall file a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or supplements to filed tariffs, setting forth any changes in rates, charges, operations, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs or supplements to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be kept available for examination and inspection at all reasonable times by accredited representatives of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action

hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective May 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 27th day of April 1945.

GUY A. RICHARDSON,
Director,

Highway Transport Department,
Office of Defense Transportation.

APPENDIX I

Nevada Central Motor Lines, Inc., doing business as Hiskey Stages, Reno, Nev.
Valley Motor Lines, Inc., Fresno, Calif.

[F. R. Doc. 45-6704; Filed, Apr. 26, 1945; 1:51 p. m.]

[Supp. Order ODT 6A-109]

CHARLOTTE, N. C., AREA

COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 6A, as amended (8 F.R. 8757, 14582; 9 F.R. 2794), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to conserve and providently utilize vital transportation equipment, materials, and supplies; and to provide for the continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the per-

sons named in Appendix 1 hereof are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers shall file forthwith a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or schedules, or appropriate supplements to filed tariffs or schedules, setting forth any changes in rates, charges, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs, schedules, or supplements, to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper, or to exempt or release any participant in the plan from the requirements of any order of the Office of Defense Transportation now or hereafter in effect. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be available for examination and inspection at all reasonable times by any accredited representative of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest

¹ Filed as part of the original document.

to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective May 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 27th day of April 1945.

GUY A. RICHARDSON,
Director,
Highway Transport Department,
Office of Defense Transportation.

APPENDIX I

W. R. Grier, Jr., doing business as City Transit Company, Charlotte, N. C.
W. W. Raper, doing business as American Trucking Company, High Point, N. C.
J. L. Rothrock, doing business as Hooks Motor Lines, High Point, N. C.
McLean Trucking Company, Inc., Winston-Salem, N. C.

[F. R. Doc. 45-6699; Filed, Apr. 26, 1945; 1:50 p. m.]

[Supp. Order ODT 6A-116]

RICHMOND, PETERSBURG AND HOPEWELL, VA. COORDINATED OPERATIONS OF CERTAIN CARRIERS

Upon consideration of a plan for joint action filed with the Office of Defense Transportation by the persons named in Appendix 1 hereof to facilitate compliance with the requirements and purposes of General Order ODT 6A, as amended (8 F.R. 8757, 14582; 9 F.R. 2794), a copy of which plan is attached hereto as Appendix 2,¹ and

It appearing that the proposed coordination of operations is necessary in order to conserve and providently utilize vital transportation equipment, materials, and supplies; and to provide for the continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; *It is hereby ordered*, That:

1. The plan for joint action above referred to is hereby approved and the persons named in Appendix 1 hereof

are directed to put the plan in operation forthwith, subject to the following provisions, which shall supersede any provisions of such plan that are in conflict therewith.

2. Each of the carriers shall file forthwith a copy of this order with the appropriate regulatory body or bodies having jurisdiction over any operations affected by this order, and likewise shall file, and publish in accordance with law, and continue in effect until further order, tariffs or schedules, or appropriate supplements to filed tariffs or schedules, setting forth any changes in rates, charges, rules, regulations, and practices of the carrier which may be necessary to accord with the provisions of this order and of such plan; and forthwith shall apply to such regulatory body or bodies for special permission for such tariffs, schedules, or supplements, to become effective on the shortest notice lawfully permissible, but not prior to the effective date of this order.

3. Whenever transportation service is performed by one carrier in lieu of service by another carrier, by reason of a diversion, exchange, pooling, or similar act made or performed pursuant to the plan for joint action hereby approved, the rates, charges, rules, and regulations governing such service shall be those that would have applied except for such diversion, exchange, pooling, or other act.

4. The provisions of this order shall not be so construed or applied as to require any carrier subject hereto to perform any service beyond its transportation capacity, or to authorize or require any act or omission which is in violation of any law or regulation, or to permit any carrier to alter its legal liability to any shipper, or to exempt or release any participant in the plan from the requirements of any order of the Office of Defense Transportation now or hereafter in effect. In the event that compliance with any term of this order, or effectuation of any provision of such plan, would conflict with, or would not be authorized under, the existing interstate or intrastate operating authority of any carrier subject hereto, such carrier forthwith shall apply to the appropriate regulatory body or bodies for the granting of such operating authority as may be requisite to compliance with the terms of this order, and shall prosecute such application with all possible diligence. The coordination of operations directed by this order shall be subject to the carriers' possessing or obtaining the requisite operating authority.

5. All records of the carriers pertaining to any transportation performed pursuant to this order and to the provisions of such plan shall be available for examination and inspection at all reasonable times by any accredited representative of the Office of Defense Transportation.

6. Withdrawal of a carrier from participation in the plan for joint action hereby approved shall not be made without prior approval of the Office of Defense Transportation.

7. The provisions of this order shall be binding upon any successor in interest

to any carrier named in this order. Upon a transfer of any operation involved in this order, the successor in interest and the other carriers named in this order forthwith shall notify, in writing, the Office of Defense Transportation of the transfer and, unless and until otherwise ordered, the successor in interest shall perform the functions of his predecessor in accordance with the provisions of this order.

8. The plan for joint action hereby approved and all contractual arrangements made by the carriers to effectuate the plan shall not continue in operation beyond the effective period of this order.

9. Communications concerning this order should refer to it by the supplementary order number which appears in the caption hereof, and, unless otherwise directed, should be addressed to the Highway Transport Department, Office of Defense Transportation, Washington 25, D. C.

This order shall become effective May 2, 1945, and shall remain in full force and effect until the termination of the present war shall have been duly proclaimed, or until such earlier time as the Office of Defense Transportation by further order may designate.

Issued at Washington, D. C., this 27th day of April 1945.

GUY A. RICHARDSON,
Director,
Highway Transport Department,
Office of Defense Transportation.

APPENDIX I

Brooks Transportation Company, Incorporated, Richmond, Va.
Great Coastal Express, Incorporated, Richmond, Va.
Atlantic State Motor Lines, Incorporated, Richmond, Va.
Associated Transport, Incorporated, Richmond, Va.

[F. R. Doc. 45-6700; Filed, Apr. 26, 1945; 1:50 p. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 120, Order 1347]

CARBONADO COAL CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered*:

(a) The Carbonado Coal Company, c/o George S. Hopkins, Carbonado, Washington, is hereby assigned Mine Index No. 1014 and its coals are classified in Subdistrict B for all methods of shipment.

(b) Coals produced by Carbonado Coal Company from Carbonado No. 9 Seam at their Carbonado Coal Company Mine, Mine Index No. 1014, a truck rail deep mine, located in Pierce County, Washington, in Subdistrict B, District No. 23, may be purchased and sold for the indicated uses and movements at prices in cents per net ton not exceeding the following:

¹ Filed as part of the original document.

	Size group Nos.								
	1, 2, 3, 4, 5	6, 7, 8, 9, 10	11, 12	13, 14	15, 16, 17, 18	19, 20	21	22, 23	24, 25
Truck shipments.....	670	670	620	595	555	560	535	520	455
All other methods of transportation, including railroad fuel, all uses.....	620	620	570	535	485	525	490	475	420

(c) The prices established herein are f. o. b. the mine or preparation plant for truck or wagon shipments, f. o. b. the rail shipping point for rail shipments and for railroad locomotive fuel.

(d) All prayers of the applicant not granted herein are hereby denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) Except as specifically provided in this order, the provisions of Maximum Price Regulation No. 120 governing the sale of bituminous coal shall remain in effect.

This order shall become effective April 27, 1945.

Issued this 26th day of April 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-6696; Filed, Apr. 26, 1945;
11:34 a. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Rev. General Order 51 were filed with the Division of the Federal Register April 13, 1945.

REGION I

Concord Order 20-C, Amendment 1, covering poultry, filed 11:01 a. m.

Providence Order 2-W, Amendment 6, covering cereals in the State of Rhode Island except the town of New Shoreham, filed 11:01 a. m.

REGION II

Altoona Order 2-F, Amendment 15, covering fresh fruits and vegetables in the entire Altoona District, filed 11:06 a. m.

Baltimore Order 4-F, Amendment 31, covering fresh fruits and vegetables for Baltimore City and suburban communities within a radius of ten miles of the Baltimore City Hall, filed 10:58 a. m.

Baltimore Order 6-F, Amendment 31, covering fresh fruits and vegetables in Hagerstown, Md., Area, filed 10:58 a. m.

Baltimore Order 8-F, Amendment 12, covering fresh fruits and vegetables in Allegany County, Md., filed 10:57 a. m.

Baltimore Order 35, covering dry groceries in Baltimore, Md., Area, filed 10:58 a. m.

Baltimore Order 36, covering dry groceries in Counties of Caroline, Cecil, Dorchester, Kent, Queen Annes, Somerset, Talbot, Wicomico, and Worcester, Maryland, and all the State of Delaware below the Chesapeake and Delaware Canal, filed 10:58 a. m.

Baltimore Order 37, covering dry groceries for the entire counties of Allegany, Garrett, and Washington, Md., filed 10:59 a. m.

Baltimore Order 38, covering dry groceries for Calvert, Carroll, Charles, Frederick, Harford, St. Marys, and parts of Anne Arundel, Baltimore, Howard, Montgomery, and Prince Georges Counties, Md., filed 10:59 a. m.

Binghamton Order 3-W, covering dry groceries in Binghamton District, filed 11:06 a. m.

Buffalo Order 4-F, Amendment 3, covering fresh fruits and vegetables in Rochester, East Rochester, Fairport, and Pittsford, filed 11:07 a. m.

Camden Order 20, covering dry groceries for all of Camden County, all of Gloucester County, and that part of Burlington County which lies west of Route 39, but including the Towns of Crosswicks, Columbus, and Ewansville, filed 11:00 a. m.

Camden Order 21, covering dry groceries in that part of Burlington County which lies east of Route 39, excepting the towns of Crosswicks, Columbus, and Ewansville, all of Atlantic, Cape May, Cumberland, and Salem Counties, filed 11:00 a. m.

Camden Order 22, covering dry groceries for the counties of Atlantic, Burlington, Camden, Cape May, Cumberland, Gloucester, and Salem, New Jersey, filed 11:00 a. m.

District of Columbia Order 13, covering dry groceries in the Washington, D. C., Area, filed 11:07 a. m.

District of Columbia Order 13, Amendment 1, covering dry groceries in the Washington, D. C., Area, filed 11:08 a. m.

Newark Order 5-F, Amendment 28, covering fresh fruits and vegetables in certain counties and cities in New Jersey, filed 11:01 a. m.

Newark Order 6-F, Amendment 13, covering fresh fruits and vegetables in certain counties of New Jersey, filed 11:01 a. m.

Philadelphia Order 6-F, Amendment 21, covering fresh fruits and vegetables in the City and County of Philadelphia, filed 11:08 a. m.

Philadelphia Order 7-F, Amendment 22, covering fresh fruits and vegetables for the Borough of Norristown, Montgomery County, Pennsylvania, and all of Delaware County, Pa., filed 11:08 a. m.

Philadelphia Order 8-F, Amendment 21, covering fresh fruits and vegetables covering certain areas in Pennsylvania, filed 11:08 a. m.

Philadelphia Order 30, covering dry groceries in certain areas in the State of Pennsylvania, filed 11:00 a. m.

Philadelphia Order 31, covering dry groceries in certain areas in the State of Pennsylvania, filed 10:59 a. m.

Philadelphia Order 32, covering dry groceries in certain areas in the State of Pennsylvania, filed 10:59 a. m.

Williamsport Order 32, covering dry groceries in certain counties in Pennsylvania, filed 11:09 a. m.

Williamsport Order 2-F, Amendment 31, covering fresh fruits and vegetables in certain counties in Pennsylvania, filed 11:09 a. m.

REGION III

Cleveland Order F-1, Amendment 34, covering fresh fruits and vegetables in Cuyahoga County in the State of Ohio, filed 10:47 a. m.

Cleveland Order F-4, Amendment 34, covering fresh fruits and vegetables in the Counties of Stark and Summit in the State of Ohio, filed 10:47 a. m.

Cleveland Order F-3, Amendment 34, covering fresh fruits and vegetables in the Counties of Mahoning and Trumbull in the State of Ohio, filed 10:48 a. m.

Columbus Order 8-F, Amendment 14, covering fresh fruits and vegetables in all of Franklin County in the State of Ohio, filed 10:46 a. m.

Detroit Order 2-C, Amendment 2, covering poultry in the Detroit District, filed 10:57 a. m.

Detroit Order 5FA, Amendment 8, covering fresh fruits and vegetables in the Counties of Wayne and Macomb, Mich., filed 10:53 a. m.

Detroit Order 5FB, Amendment 8, covering fresh fruits and vegetables in certain counties of Michigan, filed 10:53 a. m.

Indianapolis Order 14-F, Amendment 11, covering fresh fruits and vegetables in the counties of Marion, Vigo, and Tippecanoe, filed 10:52 a. m.

Indianapolis Order 15-F, Amendment 11, covering fresh fruits and vegetables in the counties of Wayne, Delaware, and Allen, filed 10:52 a. m.

Indianapolis Order 16-F, Amendment 11, covering fresh fruits and vegetables in the county of St. Joseph, filed 10:52 a. m.

Indianapolis Order 17-F, Amendment 11, covering fresh fruits and vegetables in the county of Vanderburgh, filed 10:53 a. m.

Louisville Order 8-F, Amendment 5, covering fresh fruits and vegetables in certain counties in Kentucky, filed 10:53 a. m.

Louisville Order 9-F, Amendment 5, covering fresh fruits and vegetables in certain counties in Kentucky, filed 10:54 a. m.

Louisville Order 10-F, Amendment 5, covering fresh fruits and vegetables in certain counties in Kentucky, filed 10:54 a. m.

Louisville Order 11-F, Amendment 5, covering fresh fruits and vegetables in certain counties in Kentucky, filed 10:55 a. m.

Louisville Order 12-F, Amendment 13, covering fresh fruits and vegetables in certain counties in Kentucky, filed 10:55 a. m.

Louisville Order 13-F, Amendment 13, covering fresh fruits and vegetables in McCracken County, Ky., filed 10:55 a. m.

Louisville Order 14-F, Amendment 13, covering fresh fruits and vegetables in the counties of Daviess and Henderson, Ky., filed 10:56 a. m.

REGION IV

Columbia Order 5-F, Amendment 15, covering fresh fruits and vegetables in the counties of Lexington and Richland, filed 10:46 a. m.

Jacksonville Order 9-F, Amendment 18, covering fresh fruits and vegetables within the municipal limits of the City of Jacksonville, Fla., filed 10:45 a. m.

Montgomery Order 20-F, Amendment 19, covering fresh fruits and vegetables in Mobile County, filed 10:44 a. m.

Montgomery Order 21-F, Amendment 24, covering fresh fruits and vegetables in Montgomery County, filed 10:44 a. m.

Montgomery Order 22-F, Amendment 25, covering fresh fruits and vegetables in Houston County, filed 10:44 a. m.

Montgomery Order 23F, Amendment 7, covering fresh fruits and vegetables in certain areas of Alabama, filed 10:45 a. m.

Roanoke Order 12F, Amendment 5, covering fresh fruits and vegetables in certain areas of Virginia, filed 10:46 a. m.

REGION VI

Chicago Order 2F, Amendment 55, covering fresh fruits and vegetables in certain counties of Illinois and Lake County, Ind., filed 11:06 a. m.

Des Moines Order 1F, Amendment 56, covering fresh fruits and vegetables within the corporate city limits of Des Moines, and extending three miles from the city limits thereof, in Polk County, Iowa, filed 11:03 a. m.

Des Moines Order 1F, Amendment 57, covering fresh fruits and vegetables in the City of Des Moines, filed 11:04 a. m.

Des Moines Order 3F, Amendment 5, covering fresh fruits and vegetables in certain counties in the State of Iowa, filed 11:03 a. m.

Duluth-Superior Order 2-F, Amendment 15, Appendix O, covering fresh fruits and vegetables in certain areas of Minnesota and Wisconsin, filed 11:06 a. m.

REGION VII

Albuquerque Order 19, Amendment 4, covering retail community food prices in certain areas of New Mexico, filed 11:03 a. m.

REGION VIII

Fresno Order 1-F, Amendment 63, covering fresh fruits and vegetables in certain areas of the Fresno, Calif., District of the OPA, filed 11:02 a. m.

Fresno Order 2-F, Amendment 51, covering fresh fruits and vegetables in certain areas of the Fresno, Calif., District of the OPA, filed 11:02 a. m.

Fresno Order 3-F, Amendment 48, covering fresh fruits and vegetables in certain areas of the Fresno, Calif., District of the OPA, filed 11:02 a. m.

Fresno Order 4-F, Amendment 23, covering fresh fruits and vegetables in certain areas of the Fresno, Calif., District of the OPA, filed 11:02 a. m.

Fresno Order 6-F, Amendment 34, covering fresh fruits and vegetables in certain areas of the Fresno, Calif., District of the OPA, filed 11:02 a. m.

Fresno Order 7-F, Amendment 13, covering fresh fruits and vegetables in certain areas of the Fresno, Calif., District of the OPA, filed 11:03 a. m.

Seattle Order 1-OC, Amendment 9, covering chickens in certain counties of Washington, filed 11:05 a. m.

Seattle Order 2-C, Amendment 7, covering chickens in certain counties of Washington, filed 11:05 a. m.

Seattle Order 6-F, Amendment 26, covering grapefruit, Arizona, in Seattle and Bremerton, Wash., filed 10:57 a. m.

Seattle Order 10-F, Amendment 21, covering California oranges in Bellingham, Wash., filed 10:56 a. m.

Seattle Order 14-F, Amendment 21, covering clipped carrots in Wenatchee, Wash., filed 10:56 a. m.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 45-6706; Filed, Apr. 26, 1945;
4:17 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-785]

AMERICAN & FOREIGN POWER CO. INC., AND
ELECTRIC BOND AND SHARE CO.

ORDER PERMITTING DECLARATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 25th day of April, A. D. 1945.

American & Foreign Power Company, Inc. ("Foreign Power"), a registered holding company, and its parent, Electric Bond and Share Company ("Bond and Share"), which is likewise a registered holding company, have filed an amendment in the above entitled matter which is pending under the Public Utility Holding Company Act of 1935 and particularly section 12 (b) and Rule U-45 thereof, regarding the following proposed transactions:

Foreign Power and Bond and Share have entered into an agreement, subject to the permission of the Commission sought in the present amendment extending to July 22, 1945 the date of ma-

turity of a \$3,000,000 3% Serial Note payable January 22, 1945. All other terms and conditions of the said Note are to remain unchanged.

The Commission, on January 22, 1944, issued its order in the above-entitled matter (Holding Company Act Release No. 4855) among other things permitting the issuance by Foreign Power to Bond and Share of \$30,000,000 of 3% Serial Notes consisting of four of such notes in the principal amount of \$3,000,000 each, the first of which was payable on January 22, 1945 and the others of which are successively payable annually thereafter, and a fifth note in the amount of \$18,000,000 maturing at the end of five years.

The said order contained a condition prohibiting any payments by Foreign Power to Bond and Share with respect to the principal of any of said 3% Serial Notes at maturity or otherwise prior to the determination of the rank and status of the debt claim represented by them, except pursuant to permission of the Commission.

There is presently pending a section 11 (e) plan filed by Foreign Power and Bond and Share under which Foreign Power's security structure is proposed to be reorganized and all of the securities therein held by Bond and Share are to be surrendered in exchange for new securities of Foreign Power and cash and the discharge of the various claims which have been or might be asserted on behalf of Foreign Power against Bond and Share, including such claims with respect to the rank and status of the 3% Serial Notes, and accordingly the amendment states that no application has been made for permission to pay the \$3,000,000 note due January 22, 1945 or to determine its rank and status.

A notice of filing was issued on April 5, 1945 with respect to the amendment, in the form and manner prescribed by Rule U-23 under said act and a request for a hearing was received by the Commission from one Samuel Okin, holder of nine thousand shares of common stock of Electric Bond and Share Company. Okin had previously participated in this proceeding.

It appears that no new issues of substance (other than the extension of the maturity date of the note due January 22, 1945) not already determined by our order of January 22, 1944 have been raised by either the amendment or the petition. No other person or persons have requested a hearing.

The Commission having considered said amendment and said petition and deeming a hearing unnecessary to the public interest and the interest of consumers and investors; and the Commission finding that the requirements of the applicable provisions of the act and the rules thereunder are satisfied, and deeming it appropriate in the public interest to permit said declaration to become effective;

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of said act, and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid amendment be, and the same

hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 45-6740; Filed, Apr. 27, 1945;
11:20 a. m.]

[File No. 30-4]

INLAND POWER & LIGHT CORP.

NOTICE OF FILING APPLICATION AND ORDER
FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 26th day of April, A. D. 1945.

Notice is hereby given that an application has been filed with this Commission pursuant to section 5 (d) of the Public Utility Holding Company Act of 1935 by John E. Dwyer, Trustee of the Estate of Inland Power & Light Corporation (Inland), a registered holding company, for an order under said act finding that Inland has ceased to be a holding company.

Notice is further given that any interested person may, not later than the 15th day of May, 1945 at 5:30 p. m., e. w. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest or require that he be notified if the Commission should order a hearing thereon; at any time thereafter such application, as filed or amended, may be granted. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, 3, Pennsylvania.

All interested persons are referred to said application which is on file in the office of this Commission for a complete statement of the requested finding and order, which is summarized as follows:

Inland represents that it has disposed of the possession, ownership and control of all of the voting securities of public utility companies formerly held by it and that it does not now directly or indirectly own, control or hold with power to vote or otherwise any of the outstanding voting securities of a public utility company or of a company which is a holding company within the meaning of the provisions of the act. Accordingly, Inland requests the entry of an order by the Commission, pursuant to the provisions of section 5 (d) of the act, finding and declaring that Inland has ceased to be a holding company and, subject to such terms and conditions as the Commission deems necessary for the protection of investors, declaring the registration of Inland to cease to be in effect.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 45-6741; Filed, Apr. 27, 1945;
11:20 a. m.]

[File No. 70-1066]

MANILA ELECTRIC CO. AND ASSOCIATED
ELECTRIC CO.ORDER GRANTING APPLICATION AND PERMIT-
TING DECLARATION TO BECOME EFFEC-
TIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 26th day of April, A. D. 1945.

Associated Electric Company, a registered holding company, and its subsidiary, Manila Electric Company, having filed a joint application-declaration, pursuant to the Public Utility Holding Company Act of 1935, and particularly sections 9 (a), 10 and 12 thereof and Rule U-43 promulgated thereunder, regarding the proposed transfer by Manila Electric Company to Associated Electric Company and the proposed acquisition by the latter of 4,640 shares of the common stock of Atlantic Utility Service Corporation, an affiliated company, formerly a service company and now in process of liquidation, in consideration for the agreement by Associated Electric Company to credit to its open account with Manila Electric Company a sum equivalent to all dividends or other distributions which Associated Electric Company may receive on such 4,640 shares of stock.

Said application-declaration having been filed on April 13, 1945, and notice of said filing having been duly given in the form and manner prescribed in Rule U-23, promulgated pursuant to said act, and the Commission not having received a request for a hearing with respect to said application-declaration within the period specified in said notice or otherwise, and not having ordered a hearing thereon; and

The applicants-declarants having requested that the Commission advance the effective date of said application-declaration, and the Commission finding that the standards and requirements of sections 9, 10 and 12 (f) of the act and Rule U-43 are satisfied and that it is appropriate that the application-declaration be granted and permitted to become effective and that the effective date should be advanced:

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid application-declaration be, and hereby is, granted and permitted to become effective forthwith.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.[F. R. Doc. 45-6742; Filed, Apr. 27, 1945;
11:20 a. m.]

[File No. 70-936]

GEORGIA POWER AND LIGHT CO.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held its office in the City of Philadelphia, Pennsyl-

vania, on the 26th day of April, A. D. 1945.

Georgia Power and Light Company, an indirect subsidiary of General Gas & Electric Corporation, a registered holding company, having filed an application, and amendments thereto, pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935, for exemption from the provisions of section 6 (a) of the act of the issue and sale, in accordance with the competitive bidding requirements of Rule U-50, of \$2,500,000 principal amount of First Mortgage Bonds to mature March 1, 1975, the proceeds from such sale to be applied to the redemption of the company's outstanding bonds; and

A public hearing having been held after appropriate notice, and the Commission having considered the record and having made and filed its findings and opinion herein:

It is ordered, Pursuant to the applicable provisions of said act, that the aforesaid application, as amended, be, and hereby is, granted forthwith, subject to the terms and conditions prescribed in Rule U-24 of the general rules and regulations and to the further condition that the proposed issuance and sale of securities shall not be consummated until the results of competitive bidding pursuant to Rule U-50 have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, which order may contain further terms and conditions as may then be determined appropriate, jurisdiction being reserved for this purpose; and

It is further ordered, That jurisdiction be, and hereby is, reserved over the payment of all legal fees and expenses of all counsel and miscellaneous expenses in connection with the proposed transactions.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary[F. R. Doc. 45-6743; Filed, Apr. 27, 1945;
11:20 a. m.]

[File No. 70-1071]

THE NORTH AMERICAN CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 26th day of April, 1945.

Notice is hereby given that The North American Company, a registered holding company, has filed an application or declaration pursuant to the Public Utility Holding Company Act of 1935 and the Rules and Regulations promulgated thereunder. Applicant designates sections 6 (a), 7, 12 (c) and 12 (d) of the act and Rules U-2, U-44 and U-50 as applicable to the proposed transactions. All interested persons are referred to the application or declaration, which is on file in the office of this Commission, for a statement of the transactions therein proposed which may be summarized as follows:

The North American Company proposes to sell, if market conditions are favorable, not in excess of 700,000 shares of its holdings of 1,420,505 shares of common stock of Pacific Gas and Electric Company, a subsidiary of The North American Company. The sale will be made by a distribution of the stock off the New York Stock Exchange through investment bankers. The investment bankers to effect the distribution are to be determined by competitive bidding, in accordance with the provisions of Rule U-50, as to the amount of the bankers' compensation. The company will invite sealed, written proposals of the prospective stock distributors as to the amount of their compensation which will be on the basis of a certain amount per share for each share of such stock sold by the stock distributors. The successful bidders will enter into an agreement with The North American Company to use their best efforts to find purchasers for such stock at the closing price thereof on the New York Stock Exchange during a ten-day period from May 22 to June 1, 1945, both inclusive, on (a) the first day of such period, if selected by The North American Company, or (b) if selected by The North American Company and satisfactory to the successful bidder, any other day in such period.

North American will have the right, at its election, if any shares of common stock of Pacific Gas and Electric Company remain unsold at the end of 48 hours after the initial offering, to sell such stock to the stock distributors at a price per share equal to the closing price on the date of the initial offering, less the amount per share of the stock distributors' compensation.

North American proposes to file, as an amendment to its present filing, an application seeking authority of the Commission to stabilize the price of the Pacific Gas and Electric Company common stock.

North American proposes to apply the net proceeds from the sale of the stock, together with certain other current assets, to the redemption of all of its outstanding Preferred Stock, 6% Series, of the par value of \$50 per share and aggregating 606,359 shares, at the redemption price of \$55 per share or an aggregate redemption price of \$33,349,745, plus accrued dividends.

In connection with the above described transactions, North American also proposes to modify its Loan Agreement, dated August 3, 1943, with The Chase National Bank of the City of New York and certain other banks and the Custodian Agreement referred to in the Loan Agreement, by means of a Supplemental Agreement providing for certain waivers and consents by the holders of the bank loan notes and providing for a reallocation of the principal amounts of the bank loan notes of Series A, B, C, D and E, but without any change in the aggregate principal amount of all of such notes or in the maturities, rate of interest and other characteristics thereof.

It is ordered, That a hearing on said matters under the applicable provisions of said act and rules of the Commission thereunder be held on May 7, 1945 at 10 a. m., e. w. t., at the offices of the

Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which the hearing will be held.

It is further ordered, That any person desiring to be heard or otherwise wishing to participate in the proceedings, shall file with the Secretary of the Commission on or before May 5, 1945, his application therefor, as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That Willis E. Monty or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That the Secretary of this Commission shall serve notice of the aforesaid hearing by mailing a copy of this order to The North American Company and the Pacific Gas and Electric Company by registered mail, and that notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER;

It is further ordered, That without limiting the scope of the issues presented

by said application or declaration, particular attention will be directed at said hearing to the following matters and questions:

(a) Whether the proposed sale of the common stock of Pacific Gas and Electric Company by The North American Company meets the requirements of section 12 (d) and the requirements of any other applicable provisions of the act and the rules and regulations promulgated thereunder.

(b) Whether the proposed redemption by North American of its presently outstanding Preferred Stock, 6% Series, meets the requirements of section 12 (c) and any other applicable provisions of the act and the rules.

(c) Whether the proposed modification of the Loan Agreement dated August 3, 1943, meets the standards of section 7 of the act and the requirements of any other applicable provisions of the act and the rules.

(d) Whether the accounting entries to be made in connection with the proposed transactions are in accordance with sound accounting principles and practice and meet the standards of the act.

(e) Whether the fees, commissions or other remuneration to whomsoever paid, directly or indirectly, in connection with the proposed sale of the common stock are for necessary services and are reasonable in amount.

(f) Whether it is necessary to impose any terms or conditions to ensure compliance with the standards of the act.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 45-6744; Filed, Apr. 27, 1945;
11:20 a. m.]

WAR PRODUCTION BOARD.

[Certificate 84, Revocation]

PLAN FOR DISTRIBUTION OF CERTAIN IRON AND STEEL SCRAP

The ATTORNEY GENERAL.

Pursuant to section 12 of Public Law No. 603, 77th Congress (56 Stat. 357), I hereby withdraw the certificate and finding dated June 16, 1943 (8 F.R. 8524), concerning a plan for the cooperation of scrap-consuming steel mills in the allocation of certain iron and steel scrap by the War Production Board.

Dated: April 23, 1945.

J. A. KRUG,
Chairman.

[F. R. Doc. 45-6736; Filed, Apr. 27, 1945;
10:58 a. m.]